

WAC 388-891A-1103 When must DVR make a referral to the DSHS office of fraud and accountability (OFA)? (1) When a DVR staff person suspects that a customer may have intentionally or knowingly misrepresented, concealed, or withheld facts in order to receive DVR funds, services, or equipment, DVR must make a referral to the DSHS office of fraud and accountability (OFA).

(2) Customer fraud has occurred when the customer:

(a) Has knowingly and intentionally not reported or under-reported income or resources that otherwise may affect the provision of VR services;

(b) Does not report assets (such as vehicles, boats, motor homes, etc.) on the financial statement, when required;

(c) Knowingly and intentionally misused DVR funds; or

(d) Is receiving DVR services under a false identity or by providing false information as a basis for their eligibility for VR services.

(3) DVR would not typically refer a customer with a significant mental health diagnosis, intellectual delay, or a significant learning disability that may have interfered with their decision making to the OFA for investigation.

[Statutory Authority: RCW 74.29.020(8) and 34 C.F.R., Parts 361, 363, 397. WSR 18-12-035, § 388-891A-1103, filed 5/29/18, effective 6/30/18.]