

**WAC 388-891A-1102 Am I required to repay DVR funds that were overpaid to me?** (1) If you receive DVR funds as an overpayment, you must repay the amount you were overpaid to DVR.

(2) An overpayment occurs when DVR issues a payment directly to you to purchase an approved VR service, you signed a direct pay agreement outlining your responsibilities when receiving a direct payment from DVR, and either:

(a) The approved service costs less than the amount advanced to you for payment; or

(b) You do not provide itemized receipts or other itemized documentation of your purchase and its cost within twenty calendar days of the date of purchase.

(3) DVR will notify you in writing within 90 days of the date of the overpayment requesting that you repay any amount overpaid.

(4) DVR will refer the matter to the DSHS office of financial recovery (OFR) if:

(a) You do not repay the funds within the time allowed in DVR's written notice; and

(b) DVR has notified you in writing of the overpayment requirement in a timely manner.

(5) If you cannot afford to repay the overpayment, you may request that DVR notify OFR of your financial circumstances and ask that the repayment requirement be waived based on your financial circumstances.

[Statutory Authority: RCW 74.29.020(8) and 34 C.F.R., Parts 361, 363, 397. WSR 18-12-035, § 388-891A-1102, filed 5/29/18, effective 6/30/18.]