|  |  |
| --- | --- |
| **DEPARTMENT OF HEALTH SERVICES**Division of Public Health F-02040 (08/2023) | **STATE OF WISCONSIN**Page 1 of 2 |
| **WIC PROGRAM NOTICE OF CATEGORICAL INELIGIBILITY** |
| Date:       |
| Guardian/Participant Name and Address |  | Project Name, Address, and Phone Number |
|       |  |       |
|       |  |       |
|       |  |       |
|       |  |       |
|  |  |  |
| Dear       |
|  |
| This notice is to inform you that       is not eligible for WIC because: |
| [ ]  Woman is no longer breastfeeding.[ ]  Applicant does not meet the definition of a category served by the WIC Program.[ ]  Other       |
| You have the right to appeal the decision that       is not eligible by writing, phoning, or visiting the WIC Clinic before      .If you ask for an appeal, a hearing will be scheduled to give you the chance to present your case. Your appeal rights are explained in an attachment to this letter. Please read them carefully.If your situation has changed since you received this notice, please call to reapply.If you believe we have missed some important information about your eligibility, or if you wish to discuss this notice, please contact the WIC Clinic. |
| **Wisconsin WIC Program** | Date  |
|  |  |

This notice may be used for WIC Farmers’ Market Nutrition Program (FMNP) purposes. Participation in WIC is voluntary. Personally identifiable information is used to determine WIC eligibility and may be disclosed to others only as allowed by state and federal laws.

Copy: Participant File

|  |
| --- |
| **WIC PROGRAM: RIGHT TO APPEAL DECISIONS** |
| 1 | You may request a hearing if you disagree with the decision. |
| 2 | You may request a hearing if you believe you have been treated unfairly. |
| 3 | A request for a hearing must be made within 60 days of the date of this notice. |
| 4 | If you request a hearing, you have the right: |
|  | 1. To attend the hearing;
2. To speak for yourself or to have a lawyer, relative, friend, or another person speak for you at the hearing;
3. To request a language or sign language interpreter or other accommodations for a disability be provided during the hearing. Notify WIC staff when you request a hearing;
4. To present oral or written evidence at the hearing to support your side;
5. To bring witnesses or present arguments to support your side;
6. To read documents on file, both before and during the hearing, which concern your case that are allowed to be released to you;
7. To be given a list of the people who will be at the hearing if you ask for it;
8. To question any evidence;
9. To meet and question witnesses;
10. To withdraw the request for a hearing in writing.
 |

In accordance with federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, this institution is prohibited from discriminating on the basis of race, color, national origin, sex (including gender identity and sexual orientation), disability, age, or reprisal or retaliation for prior civil rights activity.

Program information may be made available in languages other than English. Persons with disabilities who require alternative means of communication to obtain program information (e.g., Braille, large print, audiotape, American Sign Language), should contact the responsible state or local agency that administers the program or USDA’s TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339.

To file a program discrimination complaint, a Complainant should complete a Form AD-3027, USDA Program Discrimination Complaint Form which can be obtained online at: <https://www.usda.gov/sites/default/files/documents/ad-3027.pdf>, from any USDA office, by calling (866) 632-9992, or by writing a letter addressed to USDA. The letter must contain the complainant’s name, address, telephone number, and a written description of the alleged discriminatory action in sufficient detail to inform the Assistant Secretary for Civil Rights (ASCR) about the nature and date of an alleged civil rights violation. The completed AD-3027 form or letter must be submitted to USDA by:

1. **mail:**
U.S. Department of Agriculture
Office of the Assistant Secretary for Civil Rights
1400 Independence Avenue, SW
Washington, D.C. 20250-9410; or
2. **fax:**
(833) 256-1665 or (202) 690-7442; or
3. **email:**
[program.intake@usda.gov](http://mailto:program.intake@usda.gov/)

This institution is an equal opportunity provider.