



STATE OF DELAWARE  
**STATE COUNCIL FOR PERSONS WITH DISABILITIES**  
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**MEMORANDUM**

DATE: February 24, 2011

TO: Ms. Sharon L. Summers, DMMA  
Policy, Program & Development Unit

FROM: Daniese McMullin-Powell, Chairperson  
State Council for Persons with Disabilities

RE: 14 DE Reg. 770 [DSS Proposed TANF Eligibility Regulation]

The State Council for Persons with Disabilities (SCPD) has reviewed the Department of Health and Social Services/Division of Social Services' (DSS) proposal to amend its TANF regulation published as 14 DE Reg. 770 in the February 1, 2011 issue of the Register of Regulations. The Summary of Proposed Changes indicates that Delaware is experiencing an increase in its TANF rolls and the Division is attempting to "reduce the growth rate". The Division is currently experiencing a significant shortfall in its TANF budget. SCPD has the following observations.

First, in §3002, fourth paragraph, delete the comma after the word "Responsibility".

Second, in §3002.1A, the reference to "the caretaker is age 19 or older" should be reviewed. Earlier in the section, the reference is to "adults age 18 or older" and all other references in the regulation are to age 18 or older.

Third, in §3006.1.1, Par. 6, substitute "(c)aretakers who fail" for (c)aretakers that fail".

Fourth, there are pros and cons to the proposed substantive changes which may reduce the TANF growth rate. On the one hand, the budget deficit must be proactively addressed. On the other hand, restricting TANF eligibility may adversely affect potential and existing program participants.

Thank you for your consideration and please contact SCPD if you have any questions or comments regarding our observations on the proposed regulation.

cc: Ms. Elaine Archangelo  
Mr. Brian Hartman, Esq.  
Governor's Advisory Council for Exceptional Citizens  
Developmental Disabilities Council