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Sequence Number: 07-40-16
 Notice ID(s): 2568-2569
 File Date: 7/28/16

Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 4-5-204. For questions and copies of the notice, contact the person listed below.

Agency/Board/Commission:	Tennessee Department of Human Services
Division:	Family Assistance Division
Contact Person:	Catrina Hewlett
Address:	Office of General Counsel Citizens Plaza Building, 15 th Floor 400 Deaderick Street Nashville, Tennessee 37243-1403
Phone:	615-313-4731
Email:	Catrina.Hewlett@tn.gov

Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:

ADA Contact:	Jeffrey Blackshear
Address:	Office of General Counsel Citizens Plaza Building, 15 th Floor 400 Deaderick Street Nashville, Tennessee 37243-1403
Phone:	615-313-4731
Email:	Jeffrey.Blackshear@tn.gov

Hearing Location(s) (for additional locations, copy and paste table)

Address 1:	Tennessee Tower Building, Conference Room E – 3rd Floor		
Address 2:	312 Rosa L. Parks Ave.		
City:	Nashville		
Zip:	37243		
Hearing Date :	September 22, 2016		
Hearing Time:	9:00 -10:00 a.m.	<input checked="" type="checkbox"/> CST/CDT	<input type="checkbox"/> EST/EDT

Address 1:	Tennessee Tower Building, Conference Room E – 3rd Floor		
Address 2:	312 Rosa L. Parks Ave.		
City:	Nashville		
Zip:	37243		
Hearing Date :	September 22, 2016		
Hearing Time:	5:30 – 6:30 p.m.	<input checked="" type="checkbox"/> CST/CDT	<input type="checkbox"/> EST/EDT

Address 1:	One Commerce Square Building, Training Room 1 – 5th Floor		
Address 2:	40 South Main St.		
City:	Memphis		
Zip:	38103		

Hearing Date :	September 22, 2016		
Hearing Time:	9:00 -10:00 a.m.	<input checked="" type="checkbox"/> CST/CDT	<input type="checkbox"/> EST/EDT

Address 1:	One Commerce Square Building, Training Room 1 – 5th Floor		
Address 2:	40 South Main St.		
City:	Memphis		
Zip:	38103		
Hearing Date :	September 22, 2016		
Hearing Time:	5:30 – 6:30 p.m.	<input checked="" type="checkbox"/> CST/CDT	<input type="checkbox"/> EST/EDT

Address 1:	Pellissippi State Community College, Conference Room E – 3rd Floor		
Address 2:	7201 Strawberry Plains Blvd.		
City:	Knoxville		
Zip:	37914		
Hearing Date :	September 22, 2016		
Hearing Time:	10:00 -11:00 a.m.	<input type="checkbox"/> CST/CDT	<input checked="" type="checkbox"/> EST/EDT

Address 1:	Pellissippi State Community College, Conference Room E – 3rd Floor		
Address 2:	7201 Strawberry Plains Blvd.		
City:	Knoxville		
Zip:	37914		
Hearing Date :	September 22, 2016		
Hearing Time:	6:30 - 7:30 p.m.	<input type="checkbox"/> CST/CDT	<input checked="" type="checkbox"/> EST/EDT

Additional Hearing Information:

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Revision Type (check all that apply):

- Amendment
- New
- Repeal

Rule(s) (ALL chapters and rules contained in filing must be listed. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only **ONE** Rule Number/Rule Title per row.)

Chapter Number	Chapter Title
1240-01-49	Families First Work Requirements
Rule Number	Rule Title
1240-01-49-.04	Failure to Comply, Conciliation, Good Cause, and Sanctions
1240-01-49-.09	Diversion Program and Eligibility Requirements

Chapter Number	Chapter Title
1240-01-54	Child Care Families First Program
Rule Number	Rule Title
1240-01-54-.02	Transitional Child Care Coverage

Chapter 1240-01-49
Families First Work Requirements

Amendments

Rule 1240-01-49-.04 Failure to Comply, Conciliation, Good Cause, and Sanctions is amended by deleting paragraph (5) in its entirety and by substituting instead the following language, so that as amended, paragraph (5) shall read as follows:

- (5) Child Care. The Department shall provide at least three (3) months of transitional child care to any Families First/TANF recipient whose case is closed due to noncompliance with the work and/or educational activities requirements.

Authority: T.C.A. §§ 4-5-201 et seq., 4-5-202, 4-5-209, 71-1-105, 71-1-105(12), 71-3-101 through 71-3-115, 71-3-104(a), (d)(1)(B) and (C), (g) and (h), 71-3-107(c)(1) and (f), and 71-3-108(d)(2)(D); 42 U.S.C. §§ 601 et seq., 42 U.S.C. § 602, 42 U.S.C. § 607(c)(2)(C), 42 U.S.C. § 607(c), (d)(1) through (12) and (e), 42 U.S.C. § 608, 42 U.S.C. § 608(a)(4) and 42 U.S.C. § 609; 42 U.S.C.A. § 1315; Federal Waiver of July 26, 1996; Acts of 1996, Chapter 950, and 45 CFR 250.34 through 250.36, §1115 of the Social Security Act, 45 C.F.R. § 260.30, 45 C.F.R. § 260.31, 45 C.F.R. § 261.2(b) through (m), 45 C.F.R. § 261.2(n), 45 C.F.R. § 261.10, 45 C.F.R. § 261.30, 45 C.F.R. § 261.31 and 45 C.F.R. § 261.32; Deficit Reduction Act 2005 (Pub. L. 109-171 §§ 7101 and 7102, February 8, 2006); 71 Federal Register 37454 (June 29, 2006) and Public Acts of 2007, Chapter 31; 42 U.S.C. § 9858 (c)(2)(N)(i-iii).

Rule 1240-01-49-.09 Diversion Program and Eligibility Requirements is amended by deleting paragraph (5) in its entirety and by substituting instead the following language, so that as amended, paragraph (5) shall read as follows:

- (5) A recipient of a diversion grant may be eligible to receive at least twelve (12) months of subsidized child care, if the recipient is employed at least thirty (30) hours per week.

Authority: T.C.A. §§ 4-5-201 et seq., 71-1-105, 71-3-102, 71-3-103 and 71-3-104; 42 U.S.C. §§ 601 et seq., 45 C.F.R. § 233.90; Deficit Reduction Act 2005 (Pub. L. 109-171 §§ 7101 and 7102, February 8, 2006); 71 Federal Register 37454-01 (June 29, 2006); 42 U.S.C. § 9858 (c)(2)(N)(i-iii).

Chapter 1240-01-54
Child Care Families First Program

Amendments

Rule 1240-01-54-.02 Transitional Child Care Coverage is amended by deleting paragraph (3) in its entirety and by substituting instead the following language, so that as amended, paragraph (3) shall read as follows:

- (3) An Assistance Unit (AU) is eligible for TCC for at least three (3) months, beginning with the month after the Families First/TANF AU becomes ineligible when the case is closed due to noncompliance with the work and/or educational activities requirements.

Rule 1240-01-54-.02 Transitional Child Care Coverage is amended by deleting paragraph (4) in its entirety and by substituting instead the following language, so that as amended, paragraph (4) shall read as follows:

- (4) Eligibility for Transitional Child Care (TCC) ends and does not begin again until re-application for Families First, when:
 - (a) The AU moves out of state;
 - (b) There is no eligible adult;
 - (c) The only child in the assistance unit leaves the home;
 - (d) The case has no minor parent (Eligible Child) in the AU who has signed a Personal Responsibility Plan;
 - (e) The case that was approved for interim benefits is later found to have been ineligible for Families First;
 - (f) The caretaker fails to cooperate with child support establishment and enforcement requirements as determined by the Department; or
 - (g) The established period of TCC eligibility ends.

Authority: T.C.A. §§ 4-5-201 et seq., 71-1-105; 71-3-104(b)(1); 71-3-107; 71-3-108; and 42 USCA § 1315(a); 42 U.S.C. § 9858 (c)(2)(N)(i-iii).

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

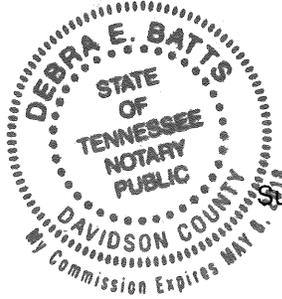
Date: 7/28/16

Signature: C. Hewlett

Name of Officer: Catrina Hewlett

Assistant General Counsel

Title of Officer: Tennessee Department of Human Services



Subscribed and sworn to before me on: July 28 2016

Notary Public Signature: Debra E. Batts

My commission expires on: May 8, 2018

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Filed with the Department of State on: 7/28/16

Tre Hargett

Tre Hargett
Secretary of State

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