

Rulemaking Hearing Rules  
of  
The Tennessee Department of Human Services  
Family Assistance Division

Chapter 1240-01-02  
Family Assistance Unit  
Food Stamp Program

Amendments

Rule 1240-01-02-.02 Household Concept – Food Stamps Only, is amended by deleting Part 5 under Subparagraph (a) Paragraph (1), and by substituting the following language, so that, as amended, Part 5 Paragraph (1), Subparagraph (a) shall read as follows:

5. An individual who is sixty (60) years of age or older (and the spouse of such individual) who lives with others and who is unable to purchase and prepare meals separately because he/she suffers from a disability considered permanent under the Social Security Act or some other non-disease-related severe permanent disability. In order for this individual and spouse to be eligible for separate household status, the combined gross income of all others with whom the individual resides (excluding the individual and his/her spouse's income) cannot exceed one hundred sixty-five percent (165%) of the poverty level as shown in the Table below:

No. of Persons in Household	1	2	3	4	5	6	7	8	9	10
165% of Poverty	\$1404	\$1883	\$2361	\$2840	\$3318	\$3797	\$4275	\$4754	\$5233	\$5712

For each additional member add \$479

Authority: T.C.A. §§ 4-5-201 et seq.; T.C.A. § 4-5-202; T.C.A. §§ 71-1-105 and 71-5-304; 7 U.S.C.A. § 2014; and 7 C.F.R. §§ 273.1, 273.1(b)(2), 273.9, and 273.10.

Chapter 1240-01-04  
Financial Eligibility Requirements

Amendments

Rule 1240-01-04-.27 Standard of Need/Income, is amended by deleting Table I under Paragraph (1) Subparagraph (a) Part 2 in its entirety, and by inserting a new Table I, so that, as amended, Table I shall read as follows:

TABLE I

No. of Persons in Household	1	2	3	4	5	6	7	8	9	10
Gross Income Standard	\$1107	\$1484	\$1861	\$2238	\$2615	\$2992	\$3369	\$3746	\$4123	\$4500

For each additional member add \$377

Rule 1240-01-04-.27 Standard of Need/Income, is amended by deleting Table II under Paragraph (1) Subparagraph (b) Part 2 in its entirety, and by inserting a new Table II, so that, as amended, Table II shall read as follows:

TABLE II

No. of Persons in Household	1	2	3	4	5	6	7	8	9	10
Maximum Net Income	\$851	\$1141	\$1431	\$1721	\$2011	\$2301	\$2591	\$2881	\$3171	\$3461

For each additional member add \$290

Rule 1240-01-04-.27 Standard of Need/Income, is amended by deleting Table III under Paragraph (1) Subparagraph (c) Part 2 in its entirety, and by inserting a new Table III, so that, as amended, Table III shall read as follows:

TABLE III

No. of Persons in Household	1	2	3	4	5	6	7	8	9	10
Maximum Coupon Allotment	\$162	\$298	\$426	\$542	\$643	\$772	\$853	\$975	\$1097	\$1219

For each additional member add \$122

Rule 1240-01-04-.27 Standard of Need/Income, is amended by deleting Table IV-A and Table IV-B under Paragraph (1) Subparagraph (d) in their entirety, and by inserting a new Table IV-A and Table IV-B, so that, as amended, Table IV-A and Table IV-B shall read as follows:

TABLE IV-A  
Standard Deduction

Household Size	1	2	3	4	5	6+
Standard Deduction	\$134	\$134	\$134	\$143	\$167	\$191

TABLE IV-B  
Food Stamp Deductions

Maximum Dependent Care for Child Less than 2 Years Of Age	\$200
Maximum Dependent Care for Child Over Age 2 or Adult	\$175
Maximum Shelter Deduction for Non-Elderly/Disabled Households	\$431
Maximum Shelter Deduction for Elderly/Disabled Households	No Maximum

Rule 1240-1-4-.27 Standard of Need/Income, is amended by deleting Table V and Table V-A under Paragraph (1) Subparagraph (e) in their entirety, and by inserting a new Table V-A and Table V-B, so that, as amended, Table V-A and Table V-B shall read as follows:

TABLE V-A  
Food Stamp Standard Utility Allowance

Household Size	1	2	3	4	5	6	7	8	9	10 or More
Standard Utility Allowance	293	\$304	\$315	\$326	\$336	\$347	\$358	\$369	\$380	\$391

TABLE V-B  
Food Stamp Basic Utility Allowance

Household Size	1	2	3	4	5	6	7	8	9	10 or More
Basic Utility Allowance	\$126	\$126	\$126	\$126	\$126	\$126	\$126	\$126	\$126	\$126

Authority: T.C.A. §§ 4-5-201 et seq.; T.C.A. § 4-5-202; T.C.A. §§ 71-1-105 and 71-5-304; 7 U.S.C.A. § 2014; and 7 C.F.R. §§ 273.9 and 273.10.

The rulemaking hearing rules set out herein were properly filed in the Department of State on the 16th day of November, 2007 and will become effective on the 30th day of January, 2008. (FS 11-08-07; DBID 2749-2750)

The Tennessee Department of Human Services  
Division of Family Assistance

Chapter 1240-01-02  
Family Assistance Unit  
Food Stamp Program

Chapter 1240-01-04  
Financial Eligibility Requirements

Regulatory Flexibility Act Statement

The United States Department of Agriculture establishes standards of eligibility for participation by households in the Food Stamp Program pursuant to 7 U.S.C. § 2014. For purposes of Acts 2007, Chapter 464, the Regulatory Flexibility Act, the Department of Human Services certifies that these rulemaking hearing rules substantially codify existing federal law, such that, pursuant to Section 6 of the Regulatory Flexibility Act, the Regulatory Flexibility Act's provisions do not apply to these rules. In addition, these rulemaking hearing rules do not appear to affect small businesses as defined in the Act because these rules are related to the determination of eligibility and provision of benefits to individuals and households who file an application for them. These rules do not regulate or attempt to regulate businesses.

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