

COMMONWEALTH OF MASSACHUSETTS  
DEPARTMENT OF TRANSITIONAL ASSISTANCE  
NOTICE OF PROPOSED AMENDMENT OF REGULATIONS

The Department proposes to amend its regulations under the authority of M.G.L. c. 18, s. 10 and pursuant to M.G.L. c. 30A, s. 3. The Department describes the substance of the proposed actions as amendments to regulations found at 106 CMR 363.000 SNAP: Financial Eligibility Standards and regulations found at 106 CMR 704.000 Transitional Cash Assistance Programs: Financial Eligibility.

The proposed amendments are submitted so that the DTA can exclude educational income and training stipends when determining eligibility for both Supplemental Nutrition Assistance (SNAP) benefits and the Transitional Cash Assistance Programs (TCAP). Additionally, the asset limit for SNAP households is now indexed to inflation and will be posted to Mass.gov for ease of access.

Amendments are also proposed to the financial eligibility criteria at 106 CMR 704.000 for Emergency Aid to the Elderly, Disabled, and Children (EAEDC) to implement a \$2,000 asset limit for EAEDC rest home residents in accordance with Outside Section 54 of the Fiscal Year (FY) 2023 Budget, which amended M.G.L. Chapter 117A Section 3.

All persons desiring to submit data, views or arguments concerning these proposed actions shall file the same with the Policy Program Support, Department of Transitional Assistance, 600 Washington Street, 5<sup>th</sup> floor Boston, Massachusetts 02111, or via E-mail [DTA.LegalNoticeComment@MassMail.State.MA.US](mailto:DTA.LegalNoticeComment@MassMail.State.MA.US), on or before **5PM, on 01/13/2023**.

It is anticipated that these regulations will not go into effect before **01/20/2023**.

All persons desiring to review the current draft of the proposed actions may go to [www.mass.gov/dta/legalnotices](http://www.mass.gov/dta/legalnotices), request a copy in writing to the above address, via E-mail [DTA.LegalNoticeComment@MassMail.State.MA.US](mailto:DTA.LegalNoticeComment@MassMail.State.MA.US) or by phone (617)-348-8470.

The Department may adopt a revised version of the proposed actions taking into account relevant comments and any other practical alternatives which come to the Department's attention.

By Order of the Department of Transitional Assistance

Mary Sheehan, Acting Commissioner

12/23/2022

# Small Business Impact Statement

(As required by M.G.L. c. 30A §§ 2, 3 & 5)

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106 CMR 704.000: Transitional Cash Assistance Programs: Financial Eligibility

106 CMR 363.000: Supplemental Nutrition Assistance Program: Financial Eligibility Standards

Estimate of the Number of Small Businesses Impacted by the Regulation: None

Select Yes or No and Briefly Explain

Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Will small businesses have to create, file, or issue additional reports?
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Will small businesses have to implement additional recordkeeping procedures?
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Will small businesses have to provide additional administrative oversight?
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Will small businesses have to hire additional employees in order to comply with the proposed regulation?
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Does compliance with the regulation require small businesses to hire other professionals (e.g. a lawyer, accountant, engineer, etc.)?
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Does the regulation require small businesses to purchase a product or make any other capital investments in order to comply with the regulation?
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Are performance standards more appropriate than design/operational standards to accomplish the regulatory objective? (Performance standards express requirements in terms of outcomes, giving the regulated party flexibility to achieve regulatory objectives and design/operational standards specify exactly what actions regulated parties must take.)
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Do any other regulations duplicate or conflict with the proposed regulation?
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Does the regulation require small businesses to cooperate with audits, inspections or other regulatory enforcement activities?
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Does the regulation require small businesses to provide educational services to keep up to date with regulatory requirements?
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Is the regulation likely to <i>deter</i> the formation of small businesses in Massachusetts?
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Is the regulation likely to <i>encourage</i> the formation of small businesses in Massachusetts?

Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Does the regulation provide for less stringent compliance or reporting requirements for small businesses?
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Does the regulation establish less stringent schedules or deadlines for compliance or reporting requirements for small businesses?
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Did the agency consolidate or simplify compliance or reporting requirements for small businesses?
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Can performance standards for small businesses replace design or operational standards without hindering delivery of the regulatory objective?
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Are there alternative regulatory methods that would minimize the adverse impact on small businesses?