

# PATH

## Department of Prevention, Assistance, Transition, and Health Access

**BULLETIN NO. 01-06F**

**FROM** Eileen I. Elliott, Commissioner  
for the Secretary

**DATE**

**SUBJECTS** ANFC Policy Changes Necessary to Implement the New Reach Up Program's  
Financial Assistance Component

**CHANGES ADOPTED EFFECTIVE** 7/01/2001

### INSTRUCTIONS

- Maintain Manual - See instructions below.**
- Proposed Regulation - Retain bulletin and attachments until you receive Manual Maintenance Bulletin:**
- Information or Instructions - Retain until**

### MANUAL REFERENCES

2200-2238 TOC	2216	2241	2300-2309 TOC
2244-2249 TOC	2218	2242	2302
2260-2269 TOC	2220	2243	2303
2200	2224	2245	2304
2201	2225	2252	2330
2202	2226	2253	2331
2208	2228	2254	2332
2209	2232	2255	2333
2210	2235	2263	2334
2211	2240	2264	2335
		2273	

This bulletin implements the new Reach Up program financial assistance component that replaces the Aid to Needy Families with Children (ANFC) program on July 1, 2001. It replaces the name *ANFC* with the name *Reach Up*, the name formerly used for the ANFC welfare-to-work component. These changes represent the modification of current regulations required by Vermont's comprehensive welfare reform law, Act 147, enacted by the Vermont General Assembly in May 2000.

Act 147, an “Act Relating to Assisting Families to Attain Self-Sufficiency,” establishes the new Reach Up Program, the program that, on July 1, 2001, will replace the Welfare Restructuring Project (WRP). The new Reach Up Program has two components: the financial assistance component and the services component. This bulletin establishes the rules for the financial assistance component by replacing or substantially modifying the three sets of ANFC rules applicable to the three groups of families under WRP.

WRP is a seven-year demonstration project that allowed the Department of Social Welfare, now Department of Prevention, Assistance, Transition, and Health Access, to establish and apply different policies to ANFC families based on their random assignment into one of three groups. WRP operates under the authority of Act 106 (1994) and federal waivers through June 30, 2001, when the federal waivers and applicable provisions of Act 106 expire. On July 1, 2001, Vermont must comply with the provisions of federal welfare law and Act 147.

### ***Reach Up Financial Assistance Component Policy***

This bulletin implements the Reach Up Program financial assistance component effective July 1, 2001, by:

- eliminating group assignments;
- applying eligibility rules modeled on WRP Group 3 to all families;
- eliminating deprivation of parental support or care as a categorical eligibility factor; and
- replacing the term *recipient* or *client* with the term *participant* to recognize the partnership that must exist between PATH and the families it serves so those families may transition from assistance to economic independence.

### ***Changes in Terminology***

The changes in the list immediately below apply to all sections of ANFC policy. Only sections with substantive changes, however, are included in this bulletin. When reading policy in the context of surrounding, unchanged pages, the reader is advised that the following changes are intended throughout:

- *Reach Up* replaces *ANFC*;
- *participant* replaces *recipient* or *client*;
- *WAM* is eliminated;
- *PATH* (Department of Prevention, Assistance, Transition, and Health Access) replaces *DSW* (Department of Social Welfare).

***Specific Changes to Policy Pages***

After filing the final proposed rule on May 11, 2001, and before the hearing of the Joint Legislative Committee on Administrative Rules, PATH staff held a telephone conference call with an attorney from Vermont Legal Aid to discuss the changes made in the last filing of this rule and the issues remaining. This collaborative process resulted in three additional changes to the rule. All substantive changes made since the filing of the final proposed rule are indicated below as occurring ***"[s]ince the last filing and with the approval of the Joint Legislative Committee on Administrative Rules."***

Listed below are page-by-page changes to policy. Wherever there is a reference to incorporating WRP text, it means WRP rules continued under Act 147 are being extended to all families.

- 2200-2279 Since the proposed filing, the department has added the Table of Contents to the P.1 - 4 TOC bulletin cover sheet and has revised page 4 to reflect the heading change at 2253.34. The bulletin revises and reorganizes the table of contents to reflect changes on policy pages.
- 2200 Updates the purpose of the program consistent with Act 147; changes "ANFC" to "Reach Up."
- 2200.1 Adds new terminology section.
- 2201 Since the proposed filing, the department has deleted reference to duration and requirements for receipt of assistance.
- 2208.1 Eliminates obsolete text at 2208.1 describing the purpose, random-assignment structure, and assistance group waiver provisions of the Welfare Restructuring Project (WRP). Renumbers 2208.2, Civil Unions Act (Act 91) as 2208.1.
- Since the proposed filing, the department has replaced "ANFC" with "Reach Up" in this section.
- 2209 Replaces "ANFC" with "Reach Up"; deletes obsolete reference to federal essential person.
- 2210 Eliminates a reference to incapacity and replaces "ANFC" with "Reach Up."
- 2211.3 ***Since the last filing and with the approval of the Joint Legislative Committee on Administrative Rules***, the phrase "for any member of the assistance group" has been added to clarify that verification may not be required for the age, citizenship, or alien status of individuals who are not members of the assistance group.
- Eliminates verification requirements for categorical factors, clarifies pregnancy verification requirement, and replaces "recipients" with "participants."
- Since the proposed filing, the department has revised clumsy wording and sentence structure in paragraph #2 on verification of self-employment income.

2211.3 P.2 Eliminates obsolete reference to WRP monthly reporting; replaces "recipients" with "participants."

2216.2 Replaces obsolete reference to WRP sanction with reference to sanction for failure to comply with Reach Up services component requirements; replaces "ANFC" with "Reach Up."

Since the proposed filing, the department has clarified wording in the second paragraph pertaining to Reach Up services component requirements.

2218 Incorporates WRP text in which Reach Up references replace references to Group 3 sanctions and monthly reporting; replaces "recipients" with "participants"; replaces "DSW" with "PATH."

Since the proposed filing, the department has clarified wording in the first paragraph pertaining to Reach Up services component requirements.

2218.2,  
2218.2 P.2 Replaces "client" with "participant"; incorporates WRP text pertaining to sanction notices and fair hearings.

Since the proposed filing, the department has clarified wording pertaining to Reach Up services component requirements, made grammatical changes, and simplified wording.

2220 Incorporates WRP text pertaining to notice of decision when sanctioned assistance groups report a change; replaces "recipients" with "participants."

Since the proposed filing, the department has corrected an inadvertent error by changing the "with" in "with minimum advance notice for assistance groups sanctioned for noncompliance" to "without."

2224 Replaces "ANFC" with "Reach Up"; eliminates obsolete reference to deprivation; replaces "recipients" with "participants."

Since the proposed filing, the department has clarified and simplified wording by using the terms "adult" and "adult participant" to identify individuals—whether parents, relatives, or unrelated caretakers—in parental roles.

2225 Incorporates WRP text, replacing "exemption" with "deferment or modification"; replaces "recipients" with "participants"; replaces the definition of domestic violence with a policy cite for the new location of the definition at 2341.

Since the proposed filing, the department has simplified wording in the domestic violence section by eliminating needless repetition of the words "that they."

2226.1 Replaces "ANFC" with "Reach Up," incorporates WRP reference to child support in excess of the grant, and deletes obsolete references to unemployed parent and incapacity (deprivation) rules.

Since the proposed filing, the department has simplified and clarified wording pertaining to the effective date for reinstatement of financial assistance closed due to excess child support.

2228.1 Incorporates WRP reference to notice requirements when benefits end due to sanctions; replaces "recipients" with "participants."

2232 Incorporates WRP reference to child support and the 100 percent payment cycle.

Since the proposed filing, the department has reformatted text and clarified rules for payment in the 100 percent and 60-40 percent payment cycles. The revised text incorporates rules on method of payment for assistance groups under sanction (moved from 2351) and cross-references controlled vendor payment rules at 2235.4.

2235 Eliminates obsolete text pertaining to protective payees; revises policy cites.

2235.1 Incorporates WRP reference to child support income; replaces "ANFC" with "Reach Up."

2235.2 Incorporates WRP reference to protective payees.

2235.4 Incorporates WRP reference to vendored payments for sanctioned families and updates text for clarity.

2235.6 Incorporates WRP reference to appeal of vendor payment determination; replaces "recipients" with "participants."

2240.1 Eliminates obsolete reference to the \$30 plus one-third disregard and redundant WRP reference to disregards. Updates text for clarity.

Since the proposed filing, the department has revised wording pertaining to initial eligibility computation and added a clarification replacing SSI with SSI/AABD.

2240.1 P.2 Incorporates WRP reference to the \$150 plus 25 percent disregard; eliminates obsolete reference to the \$30 plus one-third disregard.

Since the proposed filing, the department has eliminated duplicative text on this page and made grammatical changes.

2240.2 Incorporates WRP references to child support income; eliminates obsolete references to Groups 1 and 2.

Since the proposed filing, the department has clarified wording on this page by replacing SSI with SSI/AABD and revising the grammatical structure of the last paragraph.

2241 Incorporates WRP reference to grants reduced by child support to less than \$10; eliminates obsolete reference to WRP group assignments; updates text for clarity.

Since the proposed filing, the department has clarified wording on this page. The department has also changed a reference to direct child support. The change reflects new language—parent share payment—at 2333.2. The department has also made minor formatting changes.

2242 Eliminates obsolete WRP reference to deprivation based on unemployment; incorporates language moved from 2331.1 clarifying that parents who do not live with their children because of periods of military service, education, training, or employment are nevertheless considered members of the assistance group; eliminates provisions giving parents the option of excluding some children from the assistance group; revises text for clarity.

Since the proposed filing, the department has deleted a paragraph on this page that repeated content of text on the next page and has made minor grammatical changes.

Since the proposed filing, the department has replaced "ANFC" with "Reach Up."

2242.1 Eliminates deprivation of parental support from the definition of an eligible child.

2242.2 Eliminates obsolete reference to deprivation; updates obsolete reference to the JOBS Program.

Since the proposed filing, the department has clarified wording pertaining to a pregnant woman living with her spouse or biological father of her expected child and has clarified the definition of an eligible parent.

2242.3 Eliminates Minor Parents section, which has been moved to 2262.2 (Bulletin 00-22).

2242.5 Eliminates obsolete reference to deprivation; incorporates interpretive memo about households containing both a caretaker for a child and the child's parent; revises text for clarity and readability.

2242.5 P.2 Replaces "ANFC" with "Reach Up"; updates references to needy caretakers for clarity and readability.

Since the proposed filing, the department has corrected a typographical error in #3.

2243 Eliminates obsolete reference to deprivation.

Since the proposed filing, the department has revised wording for clarity.

2245.2 Replaces "ANFC" with "Reach Up."

- 2245.23 Eliminates references to obsolete special needs allowances.
- 2252 Incorporates WRP references to child support income.
- Since the proposed filing, the department has revised a policy cite and revised wording for clarity.
- 2253 Eliminates obsolete references to the Job Training Partnership Act of 1982 (JTPA) and replaces them with text pertaining to the Workforce Investment Act of 1998 (WIA).
- 2253.1 Eliminates obsolete references to monthly reporting.
- 2253.11 Eliminates obsolete references to the \$30 plus one-third disregard.
- 2253.12 Eliminates obsolete references to the \$30 plus one-third disregard; incorporates updated text describing the sequence of deductions for unsubsidized and subsidized income.
- 2253.3 Updates section on the \$90 standard employment expense deduction; incorporates revised WRP references to deducting the \$90 from subsidized employment. Revises and reorganizes text for clarity and readability. Since the proposed filing, the department has corrected wording by deleting “deductions” in the second sentence.
- 2253.31 Since the proposed filing, the department has replaced “member” with “individual” and added a bullet clarifying when the standard employment expense deduction is allowed.
- 2235.32 Since the proposed filing, the department has clarified that the deduction for dependent care expenses is allowed from earned income of an assistance group member.
- 2253.33 Since the proposed filing, the department has clarified this section by inserting "total" before "unsubsidized earned income of each eligible assistance group member" in the first sentence and deleting the second sentence. The department has also deleted the second paragraph because disallowance of the disregard is covered in the next subsection.
- 2253.4 Eliminates reference to child care as a support service; this topic is covered in the section on Support Services to Participating Families. Updates policy cite. Revises and reorganizes text for clarity and readability.
- 2254 Eliminates obsolete references to the \$30 plus one-third disregard; incorporates revised WRP references to the \$150 plus 25 percent disregard. Moves this section to 2253.3.
- 2254.1 Eliminates obsolete references to disallowance of earned income disregards for a person who quits a job, reduces earnings, or refuses a job without good cause. Updates references to disallowance of earned income disregards when a participant fails without good cause to report new or increased income.

2255.1 Eliminates obsolete reference (#9) to the exclusion of income allocated by unmarried parents to their ineligible child-in-common who has no deprivation factor. Inserts new #9 excluding as income federally subsidized adoption assistance for special needs children.

Updates policy in #10 on excluding child care payments; reference to the age of the provider is revised for consistency with SRS rules on regulated and legally exempt child care. Deletes reference to the allocated income reference eliminated in #9.

Deletes obsolete references in #16 to excluded income.

Adds new income exclusion at #39 for German reparations to victims of the Holocaust.

2263.5 Eliminates section on counting life insurance as a resource.

Renumbers section 2263.6 Vehicles as 2263.5 and updates as required by Act 147, excluding equity value of one operable motor vehicle per assistance group with one adult and two operable motor vehicles per assistance group with more than one adult.

Incorporates WRP reference to excluding the value of an excluded vehicle that is sold and replaced with another vehicle.

Since the proposed filing, the department has revised wording for clarity.

2263.6 Renumbers content from 2263.7.

Since the proposed filing, the department has made minor grammatical changes.

2263.7 Renumbers and clarifies content from 2263.8.

2264 Revises obsolete references at #9 to educational grants and loans. Since the proposed filing the department has restored current policy language in #9.

Updates exclusion at #10 for funeral agreements.

Incorporates WRP reference at #15 to the exclusion of assets accumulated from earnings as required by Act 147.

Since the proposed filing, the department has revised wording for clarity and replaced SSI with SSI/AABD.

Updates #23 with cross-reference to #22. Since the proposed filing, the department has reformatted text for readability.

Adds #25, #26, and #27 excluding German reparations, life insurance, and assets deposited in individual development accounts (IDAs), respectively.

2273.4 Eliminates reference to absence as a deprivation factor (i.e., the reason for granting assistance).

- 2300-2309 Since the proposed filing, the department has added the Table of Contents to the bulletin cover sheet. The bulletin revises and reorganizes the table of contents to reflect changes on policy pages. Since the proposed filing, the department has revised the table of contents to reflect changes in headings.
- 2302.1 Eliminates reference to WRP and adds references to residence with a caretaker as an eligibility requirement for financial assistance. Updates text for clarity.
- 2303 ***Since the last filing and with the approval of the Joint Legislative Committee on Administrative Rules***, the phrase “member of the assistance group” has been substituted for “applicant or participant” to clarify that the head of a family requesting financial assistance is not required to furnish social security numbers for individuals who are not members of the assistance group.
- Replaces "ANFC" with "Reach Up" and "recipients" with "participants."
- 2304 Updates heading to Denial of Assistance and moves updated text to 2304.1.
- 2304.1 Updates heading and combines here the updated text from 2304 and 2304.1 regarding denial of assistance to strikers.
- 2304.2 Adds new section on denial of assistance to persons who fraudulently received assistance simultaneously from two or more states.
- 2304.3 Adds new section on denial of assistance to fugitive felons and probation or parole violators.
- 2330-2339 Updates heading to better reflect the content of policy sections; eliminates references to deprivation of parental support or care; incorporates clarified text from section 2331.3 Noncustodial Parent Support.
- 2331 Updates heading because the custodial parent is actually assigning *rights* to child support; eliminates references to continued absence of a parent as a deprivation factor; adds definition of "assignment of support rights."
- Since the proposed filing, the department has clarified wording by changing "or" to "and" when referring to parents and caretakers.
- 2331.1 Section 2331.1 on military service as it relates to deprivation has been eliminated; references to military service as it relates to family composition have been incorporated into 2242 Assistance Group.
- 2331.2 Eliminates obsolete Waiting Period section.
- 2331.3 Eliminates heading; updated text from Noncustodial Parent Support section is moved to 2330-2339.

- 2331.31 Eliminates heading; updated text from Assignment of Support section is moved to 2331.
- 2332-  
2334.26 Eliminates obsolete headings and sections on incapacity and unemployment as deprivation factors and on changes in deprivation factor.
- 2332 Inserts new heading, Cooperation with Child Support; incorporates renumbered and updated section 2331.32 on Cooperation in the pursuit of child support. Since the proposed filing, the department has revised wording for clarity and replaced the term "cash" with "financial."
- 2332.1 Incorporates renumbered and updated section 2331.33 on Good Cause for Refusal to Cooperate; adds definition of good cause.  
  
Since the proposed filing, the department has replaced "recipient" with "participant" in the first paragraph and revised wording for clarity.
- 2332.2 Incorporates renumbered and updated section 2331.34 on Request for Waiver.  
  
Since the proposed filing, the department has revised wording for clarity.
- 2332.3 Incorporates renumbered and updated section 2331.35 on Review of Good Cause Waivers Granted.
- 2333 Incorporates renumbered and updated section 2331.36 on Disposition of Child Support Money; updates heading to Distribution of Child Support Money; updates and incorporates for all families the child support distribution provisions for Group 2 and 3 parents under WRP.  
  
Since the proposed filing, the department has clarified that OCS distributes current child support to PATH, and PATH distributes family bonus and parent share payments to Reach Up assistance groups. The revised language is required by new federal child support regulations limiting use of the term "child support" to money distributed by OCS to a custodial parent within two days of collection by OCS.
- 2333.1 Reorganizes updated provisions relating to the Child Support Passalong under a new subsection.  
  
Since the proposed filing, the department has changed "child support passalong" to "family bonus payment" and clarified that PATH, not OCS, distributes this payment to the custodial parent.

- 2333.2 Reorganizes updated provisions relating to Current Child Support in Excess of \$50 under a new subsection.
- Since the proposed filing, the department has changed "current child support in excess of \$50" to "parent share payment." The department has also clarified that OCS collects this money and distributes it to PATH, and PATH deducts it from the Reach Up grant for the second month following the month in which OCS distributed it to PATH.
- 2333.3 Reorganizes updated provisions relating to Arrearage Collected under a new subsection.
- Since the proposed filing, the department has clarified that arrearage collected by OCS from the noncustodial parent shall be distributed according to federal rules.
- 2333.4 Reorganizes updated provisions relating to Advance Support Payments under a new subsection.
- 2334 Incorporates renumbered and updated section 2331.39 renamed as Administrative Period Following Termination of Reach Up Due to Support Payment.
- 2334 P.2 *Since the last filing and with the approval of the Joint Legislative Committee on Administrative Rules*, the beginning of the first sentence on this page ("The family's assignment of support shall remain in effect" during the 12-month administrative period) has been deleted because it is not correct. This was an unintentional error in the proposed rule.
- 2335 Incorporates renumbered section 2331.4 renamed as Support Collections for Families Not Receiving Public Assistance.

### ***Summary of Written Comments and Department's Response***

A public hearing was held on April 16, 2001, at 1:00 p.m., in the AHS Secretary's Conference Room, State Office Complex, Waterbury, Vermont. No commenters attended the hearing.

Vermont Legal Aid submitted written comments. These comments and the department's responses are summarized below.

Comment: Under what circumstances does "duration" of benefits have to be determined at the outset of eligibility?

Response: The department did not intend to change the meaning of current policy, only to clarify it. The department agrees that "duration" is inappropriate and has revised that section.

**Comment:** The commenter asks the department to modify verification rules regarding immigration status to comply with U.S. Department of Health and Human Services guidance. The commenter also states that application forms should not require the disclosure of immigration status for family or household members who are not applying for benefits.

**Response:** The department believes item 9 conforms with the guidance because it specifies that citizenship or alien status is only verified for adults in the assistance group.

The department will examine the guidance carefully during the process of revising application forms for Act 147 implementation.

**Comment:** The statute does not authorize a full family sanction as outlined in this section. The statute does not allow for a separate sanction procedure where the failure is not meeting with the case manager. In this instance, the sanction should continue to be the \$75.00 reduction in benefits outlined in the statute. In addition, the time line outlined in this section does not appear to allow for sufficient notice with an option of appealing with continuing benefits. This type of sanction penalizes children and is too extreme a result for failing to miss one meeting. In addition, there is no provision in this section that protects a family should the lateness of a meeting occur due to a case manager's inability to meet prior to the 16th. Given the high caseloads of 80, it could be difficult for case managers to meet this requirement every month when they also have to provide services for recipients.

**Response:** The department contends that §1116(h), which begins, "[t]o receive payments during the fiscal sanction period, an adult who is the subject of the sanction shall meet not less than once each month," does authorize a full family sanction for failure to meet with the case manager. This part of the sanction process remains unchanged from the sanction policy used under WRP, except that the WRP rule requires three meetings per month.

The notice requirement and the right to continuing benefits while the appeal is pending associated with this part of the sanction process also remains unchanged. Section 2228.1 identifies closure due to the failure to meet with the case manager as one of the decisions exempt from minimum advance (10-day) notice requirements. Section 2218.2 defines the circumstances under which participants may request reinstatement of benefits pending the outcome of the appeal.

The department believes that case managers' obligation to make themselves available for a meeting by the 16th and protection for participants who fail to attend the meeting due to circumstances beyond their control are adequately represented in the policy. The meeting, which must take place by the 16th, is scheduled, and rescheduled if necessary, by the case manager. The case manager may waive the meeting requirement if a compelling reason warrants such action, and the case manager's inability to meet is clearly such a reason. In general, however, the department believes that sanctioned participants must make themselves available to meet when the case manager is also available, unless compelling reasons prevent them from doing so.

Comment: Rules for provisional or presumptive grants are being eliminated. Couldn't some mechanism be built in to get families in particularly dire straits on benefits quicker?

Response: Rules for provisional grants have existed in reference to families whose eligibility is based on the incapacity of a parent. Deprivation factors, including incapacity, are being eliminated. Reach Up applications are processed in about 11 days on average, so the department does not think it is necessary to add a new provision for presumptive grants. Furthermore, the department can issue general assistance or emergency assistance to eligible families in dire straits.

Comment: The regulation requiring all siblings to be part of the assistance group adversely affects U.S. citizen children with ineligible, immigrant siblings or half-siblings. An immigrant parent's immigration status would be adversely affected by receipt of financial assistance. Such a parent with two children, one an ineligible immigrant, the other a U.S. citizen, might not be able to receive assistance for the U.S. citizen child. This is unfair to the U.S. citizen child.

Response: The department has not changed these provisions in this rule and is not aware of any problems caused by them. Although federal regulations prohibit the expenditure of TANF funds for certain aliens, Vermont has continued to provide financial assistance with state funds. This reduces the likelihood of this situation occurring. The department will review its eligibility policy regarding noncitizens, however, and issue a proposed rule revising that policy, if necessary, for public comment.

Comment: Why is there a \$175 per month limit on the deduction of child care expenses?

Response: This is not a policy change. The \$175 per month maximum deduction pertains to dependent care expenses for adults.

Comment: Does the first paragraph, which is somewhat ambiguous, mean that a participant only gets to use the \$150 and 25 percent disregard against one job?

Response: The department agrees with the comment that the language is ambiguous, and has added the word "total" before "unsubsidized income" and changed the word "deduction" to "disregard" for consistency. The department has also deleted the second sentence in 2253.33.

Comment: Will PATH modify procedures at P-2211 to eliminate references to Groups 1-3 and incorporate rules applicable to all participants?

Response: Yes, the department will revise the procedures.

**Comment:** Why did the department remove a reference in #9 to loans or grants made under a program administered or insured by the U.S. Commissioner of Education? Also, the department should explain or cross-reference a section explaining how families will get notice that assets will be excluded if kept in a separate account (#15).

**Response:** The department has restored #9 to the language in current policy pending review of the statutes.

The department will consider adding instructions for excluded assets from earnings (#15) to the procedures manual. The department acknowledges there are many eligibility rules of which the participant may be unaware.

**Comment:** The section on social security numbers should be revised to take into consideration the U.S. Department of Health and Human Services guidance regarding the treatment of social security numbers where a household contains immigrants.

**Response:** These provisions have not changed in this rule. The department believes language in this section conforms with the guidance because it specifies that applicants and participants must furnish, verify, or apply for social security numbers.

The department will examine the guidance carefully in light of our policy, forms, and procedures and make revisions if appropriate.

**Comment:** The first sentence appears to have an error. Good cause applies to the entire child support process, including establishment, not just child support enforcement.

**Response:** Child support enforcement, according to the department's understanding, includes not just enforcement of the absent parent's obligation but also the whole process. The federal agency, for example, is called the Office of Child Support Enforcement. The department has revised wording in this section for clarity.

**Comment:** Current language indicates that arrears payment in excess of current support *will* be paid to the family unless the arrearage accrued while the family was on assistance. Proposed language makes this discretionary instead of mandatory. The previous language is preferable.

**Response:** The department has revised this section to clarify that arrearage shall be distributed according to federal rules governing the distribution of child support.

Vertical lines in the left margin indicate significant changes. Dotted lines at the left indicate changes to clarify, rearrange, correct references, etc., without changing regulation content.

**Manual Maintenance**

<b><u>Remove</u></b>		<b><u>Insert</u></b>	
TOC P.1 (2200 section)	(00-19)	TOC P.1 (2200 section)	(01-06)
TOC P.2 (2200 section)	(97-9F)	TOC P.2 (2200 section)	(01-06)
TOC P.3 (2200 section)	(99-12)	TOC P. 3 (2200 section)	(01-06)
TOC P.4 (2200 section)	(94-12)	TOC P. 4 (2200 section)	(01-06F)
2200-2201	(94-36)	2200	(01-06)
2202	(94-12)	2200.1	(01-06)
Nothing		2201	(01-06F)
2208 P.2	(98-21)	2208 P.2	(01-06F)
2208.1	(98-21)	Nothing	
2208.1 P.2	(97-36)	Nothing	
2208.1 P.3	(97-36)	Nothing	
2208.1 P.4	(97-36)	Nothing	
2208.1 P.5	(00-19F)	Nothing	
2208.2 P.2	(00-19F)	2208.1 P.2	(01-06F)
2209	(94-12)	2209	(01-06)
2211.3 P.1	(94-12F)	2211.3	(01-06F)
2211.3 P.2	(94-12F)	2211.3 P.2	(01-06F)
2216.2	(94-36F)	2216.2	(01-06F)
2218	(98-21)	2218	(01-06F)
2218.2	(94-36F)	2218.2	(01-06F)
2218.2 P.2	(94-36)	2218.2 P.2	(01-06F)
2220 P.1	(94-36F)	2220	(01-06F)
2224	(94-12)	2224	(01-06F)
2225	(98-20F)	2225	(01-06F)
2226.1 P.1	(94-36F)	2226.1	(01-06F)
2228.1	(94-36)	2228.1	(01-06)
2232	(97-9F)	2232	(01-06F)
2235	(97-14)	2235	(01-06)
2235.1 P.4	(98-21)	2235.1 P.4	(01-06)
2235.2	(94-12)	2235.2	(01-06)
2235.4	(97-9)	2235.4	(01-06)
2235.6	(94-12F)	2235.5	(01-06)
2240.1 P.1	(94-12F)	2240.1	(01-06F)
2240.1 P.2	(94-12F)	2240.1 P.2	(01-06F)
2240.2 P.1	(94-12F)	2240.2	(01-06F)
2241	(97-9F)	2241	(01-06F)
2242 P.1	(96-39)	2242	(01-06F)

**Manual Maintenance**

<b><u>Remove</u></b>		<b><u>Insert</u></b>	
2242 P.3	(96-39)	2242 P.3	(01-06F)
2242.2	(96-39)	2242.2	(01-06F)
2242.3	(94-12F)	Nothing	
2242.32 P.1	(94-36F)	Nothing	
2242.33 P.2	(94-36F)	Nothing	
2242.34 P.2	(94-12F)	Nothing	
2242.5	(94-12)	2242.5	(01-06)
2242.5 P.2	(94-12)	2242.5 P.2	(01-06)
2243	(82-103F)	2243	(01-06F)
2245.2 P.3	(97-9)	2245.2 P.3	(01-06)
2245.2 P.4	(99-12)	Nothing	
2252	(95-24)	2252	(01-06F)
2253 P.2	(94-12F)	2253 P.2	(01-06)
2253.1	(94-12)	2253.11	(01-06)
2253.11 P.2	(94-12)	2253.12	(01-06)
2253.12 P.2	(94-12F)	Nothing	
2253.12 P.3	(94-12F)	Nothing	
2253.3	(95-7)	2253.3	(01-06F)
2253.4 P.2	(94-12F)	2253.32 P.2	(01-06F)
2254 P.2	(95-7)	2253.34 P.2	(01-06)
2254.1 P.2	(95-7)	Nothing	
2255.1 P.3	(98-1)	2255.1 P.3	(01-06)
2255.1 P.4	(94-36)	2255.1 P.4	(01-06)
2255.1 P.7	(94-36)	2255.1 P.7	(01-06)
2263.4	(94-36F)	2263.4	(01-06F)
2263.6 P.2	(94-36)	2263.6	(01-06F)
2263.8	(94-36)	Nothing	
2264 P.1	(94-12)	2264	(01-06F)
2264 P.2	(94-36)	2264 P.2	(01-06F)
2264 P.4	(94-36)	2264 P.4	(01-06F)
2273.4	(93-47)	2273.4	(01-06)

**Manual Maintenance**

<b><u>Remove</u></b>		<b><u>Insert</u></b>	
TOC P.1 (2300 section)	(94-12)	TOC P.1 (2300 section)	(01-06F)
2302.1	(94-12F)	2302.1	(01-06)
2303	(86-12)	2303	(01-06F)
Nothing		2304.3	(01-06)
2330	(93-47)	2330	(01-06F)
2331	(82-78)	2332	(01-06F)
2331.2	(82-78)	2332.1	(01-06F)
2331.3	(97-14)	2332.2 P.2	(01-06F)
2331.31 P.2	(94-12)	2332.2 P.3	(01-06F)
2331.32	(97-14)	2333.2	(01-06F)
2331.33 P.2	(97-14)	2334 P.2	(01-06F)
2331.34 P.2	(97-14)	Nothing	
2331.34 P.3	(97-14)	Nothing	
2331.36 P.2	(97-9F)	Nothing	
2331.37	(94-12F)	Nothing	
2331.39 P.2	(94-12F)	Nothing	
2332	(86-24F)	Nothing	
2332.2	(77-70)	Nothing	
2332.3	(88-15F)	Nothing	
2333	(94-36F)	Nothing	
2333.1 P.2	(94-12F)	Nothing	
2333.1 P.3	(94-12F)	Nothing	
2333.2 P.1	(94-12F)	Nothing	
2332.2 P.2	(90-35)	Nothing	
2334-2334.12	(90-35)	Nothing	
2334.13	(90-35)	Nothing	
2334.16	(88-15F)	Nothing	
2334.2	(90-35)	Nothing	
2334.25	(90-35)	Nothing	