

APPENDIX II-C

RULEMAKING NOTICE FORM

Notice Number 2022-51 Rule Number He-W 627.03

<p>1. Agency Name & Address: Dept. of Health and Human Services Bureau of Family Assistance 129 Pleasant St., Brown Bldg. Concord, NH 03301</p>	<p>2. RSA Authority: <u>RSA 167:3-c</u> 3. Federal Authority: _____ 4. Type of Action: Adoption _____ Repeal _____ Readoption _____ Readoption w/amendment <u> X </u></p>
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5. Short Title: **Technical Requirements for Families With Older Children (FWOC) Category of Financial Assistance**

6. (a) Summary of what the rule says and of any proposed amendments:

The Department of Health and Human Services is proposing to readopt with amendment He-W 627.03 by:

- removing the term “medical” from the title;
- removing language defining a dependent child and instead citing to the rule; and
- making other editorial edits, including but not limited to, deleting a citation that is not specifically related to the rule language preceding the citation.

He-W 627.03 specifies the technical requirements for eligibility of financial assistance for families with older children as dependents as well as how eligibility will be determined for families once the family’s dependent is no longer defined as the dependents are in He-W 601.03(e)(3).

6. (b) Brief description of the groups affected:

Families with older children who are eligible for financial assistance.

6. (c) Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:

Rule	Specific State or Federal Statutes or Regulations the Rule Implements
He-W 627.03	45 CFR 260.31; RSA 167:77-a, I(a); RSA 167:3-c

7. Contact person for copies and questions including requests to accommodate persons with disabilities:

Name: **Nicole Burke** Title: **Rules Coordinator – Administrative Rules Unit**
 Address: **Dept. of Health and Human Services** Phone #: **(603) 271-9640**
Administrative Rules Unit Fax#: **(603) 271-5590**
129 Pleasant Street, 2nd Floor E-mail: Nicole.V.Burke@dhhs.nh.gov
Concord, NH 03301

TTY/TDD Access: Relay NH 1-800-735-2964
or dial 711 (in NH)

The proposed rules may be viewed and downloaded at:

<http://www.dhhs.nh.gov/oos/aru/comment.htm>

8. Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified: **Wednesday, May 18, 2022**

Fax

E-mail

Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Wednesday, May 11, 2022 at 10:00 am**

Place: **[DHHS Brown Bldg., Auditorium, 129 Pleasant St., Concord, NH](#)**

10. Fiscal Impact Statement (Prepared by Legislative Budget Assistant)

FIS # 22:045, dated 3/31/2022

1. Comparison of the costs of the proposed rule(s) to the existing rule(s):

There is no difference in cost when comparing proposed rule to the existing rule.

2. Cite the Federal mandate. Identify the impact on state funds:

No federal mandate, no impact on state funds.

3. Cost and benefits of the proposed rule(s):

A. To State general or State special funds:

None.

B. To State citizens and political subdivisions:

None.

C. To independently owned businesses:

None.

11. Statement Relative to Part I, Article 28-a of the N.H. Constitution:

The proposed rule modifies an existing program or responsibility, but does not mandate any fees, duties, or expenditures on the political subdivisions of the state, and therefore does not violate Part I, Article 28-a of the N.H. Constitution.

Readopt with amendment He-W 627.03, effective 7-26-12 (Document #10163), to read as follows:

He-W 627.03 - ~~Technical Requirements for Families With Older Children (FWOC) Category of Financial and Medical Assistance.~~

(a) To be eligible for FWOC, an assistance group shall include at least one dependent child ~~who is~~ as defined in He-W 601.03(e)(3).

~~(1) At least age 19 up to age 20; and~~

~~(2) Enrolled full time in a secondary school or the equivalent level of vocational or technical training.~~

(b) Applicants and recipients of FWOC shall include all dependent children described in He-W 601.03(e)(1) when they are counted in the assistance group.

(c) Assistance groups receiving FWOC, which no longer ~~include~~ include a dependent child as defined in He-W 601.03(e)(3), shall have eligibility determined for Financial Assistance to Needy Families (FANF) ~~assistance~~, pursuant to He-W 600.

(d) Recipients of FANF ~~assistance~~ shall have eligibility automatically determined for FWOC when the oldest child in the assistance group turns 19, ~~pursuant to He-W 600.~~

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Rule	Specific State or Federal Statutes or Regulations the Rule Implements
He-W 627.03	45 CFR 260.31; RSA 167:77-a, I(a); RSA 167:3-c