



STATE OF NEW MEXICO  
HUMAN SERVICES DEPARTMENT  
**HUMAN SERVICES REGISTER**

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**I. DEPARTMENT**

HUMAN SERVICES DEPARTMENT

**II. SUBJECT**

BUDGETARY ALLOWANCE

**III. PROGRAMS AFFECTED**

TEMPORARY ASSISTANCE FOR NEEDY FAMILIES  
NEW MEXICO WORKS PROGRAM  
EDUCATION WORKS PROGRAM  
STATE FUNDED ALIENS

**IV. ACTION**

PROPOSED EMERGENCY AMENDMENTS

**V. BACKGROUND**

January 1, 2011, changes went into effect imposing a 15% budgetary allowance due to the temporary assistance for needy families (TANF) reaching maximum expenditures, effectively reducing monthly benefits by 15%. The Department is now proposing to change the budgetary adjustment from 15% to 7.5% effectively increasing current monthly benefit by 7.5%.

**VI. EMERGENCY AMENDMENTS**

**This is a proposed emergency amendment to section 9 of 8.102.620 NMAC, effective August 1, 2015.**

**8.102.620.9 GRANT DETERMINATION:**

**A. Determining the payment standard:** The payment standard shall be determined based on the eligibility standards and requirements set forth in 8.102.500.8 NMAC. The payment standard also includes the special clothing allowance.

**B. Determining benefit group income:** The benefit group's net countable income considered in the payment determination shall be the sum of:

- (1) gross alien sponsor income;
- (2) countable earnings after allowable deductions and disregards of benefit group members; and
- (3) gross unearned income of benefit group members.
- (4) the net income calculation is rounded down removing the cents.

**C. Determining the grant:** A benefit group whose countable income after allowed deductions and disregards equals or exceeds the standard of need applicable to the benefit group shall not be eligible for payment. The grant shall be a monthly benefit amount determined using the following methodology:

(1) subtract the benefit group's net countable income from the payment standard applicable to the benefit group; and

(2) further subtract the following budgetary adjustment amounts to establish the monthly benefit amount:

- (a) one person           \$ ~~[39]~~ 22
- (b) two persons         \$ ~~[53]~~ 30
- (c) three persons       \$ ~~[67]~~ 38
- (d) four persons        \$ ~~[80]~~ 46
- (e) five persons         \$ ~~[94]~~ 54
- (f) six persons          \$ ~~[108]~~ 62
- (g) seven persons       \$ ~~[121]~~ 69
- (h) eight persons       \$ ~~[138]~~ 79
- (i) for households with nine or more benefit group members, subtract an

additional \$~~[14]~~ 8 for each member.

[8.102.620.9 NMAC - Rp 8.102.620.9 NMAC, 07/01/2001; A, 11/15/2007; A, 01/01/2011; A, 07/01/2013; A, 08/1/2015]

## VII. EFFECTIVE DATE

August 1, 2015

## VIII. PUBLIC HEARING

A public hearing to receive testimony on these emergency amendments will be held on August 17, 2015, at 9:30 a.m. – 10:30 a.m.

The hearing will be held at the Income Support Division Conference Room at Pollon Plaza, 2009 S. Pacheco St., Santa Fe, NM 87505. The Conference room is located in room 120 on the lower level. Individuals wishing to testify may contact the Income Support Division, P.O. Box 2348, Santa Fe, NM 87504-2348, or by calling 505-827-7274.

If you are a person with a disability and you require this information in an alternative format, or you require a special accommodation to participate in any HSD public hearing, program, or service, please contact the Assistant General Counsel/American Disabilities Act Coordinator, at 505-827-7720 or through the New Mexico Relay system, at 711 or toll free at 1-800-659-1779. The Department requests at least a 10-day advance notice to provide requested alternative formats and special accommodations.

## IX. ADDRESS

Interested persons may address written or recorded comments to:

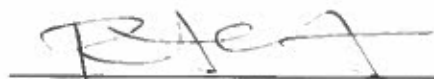
Human Services Department  
P.O. Box 2348 Pollon Plaza  
Santa Fe, NM 87504-2348

Interested persons may also address comments via electronic mail to:  
HSD-isdrules@state.nm.us

## X. PUBLICATION

Publication of these emergency amendments approved on

June 23, 2015 by:



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Brent Earnest, SECRETARY  
HUMAN SERVICES DEPARTMENT