

DEPARTMENT OF HUMAN RESOURCES FAMILY INVESTMENT ADMINISTRATION		TEMPORARY CASH ASSISTANCE MANUAL
FLEEING FELONS 309	COMAR 07.03.03.15	TECHNICAL ELIGIBILITY 300

309.1 REQUIREMENTS

- A. The following individuals cannot be included in the TCA assistance unit:
1. Felons who are fleeing to avoid:
 - a. Prosecution
 - b. Custody
 - c. Confinement after conviction
 2. Violators of parole and probation conditions
- B. Individuals convicted for a felony on or after August 22, 1996 which in any way involves a controlled substance are eligible for FSP, TCA and Emergency Assistance under certain conditions and are subject to substance abuse testing and treatment. (See Section 700 Substance Abuse and Section 302 Assistance Unit Composition)
- Controlled substance violations involve: possession, use, or distribution of a controlled dangerous substance
- C. Applicants must provide a written statement as to whether any member of the household meets the criteria in A or B above
- D. If an individual is a felon, the case manager:
1. Sends a Notice of Adverse Action informing the household of a reduction in benefits and the effective date
 2. Removes the felon from the assistance unit
 3. Counts the individual's (adult or minor) unearned income as available to the household, when appropriate
 4. Counts all of the adult's earned income, less disregards, as available to the assistance unit

Note: Be sure the code describing the felon's earned and unearned income is correct on CARES so that it can be properly counted.

- E. If an individual does not verify felon status when it is questionable:
1. Exclude the individual from the assistance unit
 2. If the suspected felon is an adult, count the individual's income and assets as available to the assistance unit