

**Maryland General Assembly  
Department of Legislative Services**

**Proposed Regulations  
Department of Human Resources**  
(DLS Control No. 14-351)

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**Overview and Legal and Fiscal Impact**

These regulations correct references to regulations and obsolete terminology contained in existing regulations concerning the Food Supplement Program.

The regulations present no legal issue of concern.

There is no fiscal impact on State or local agencies.

**Regulations of COMAR Affected**

**Department of Human Resources:**

Family Investment Administration: Food Supplement Program: COMAR 07.03.17.30, .32, and .39

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**Legal Analysis**

**Summary of Regulations**

The regulations make technical amendments to COMAR 07.03.17.30, .32, and .39, concerning income criteria for purposes of the Food Supplement Program. More specifically, the regulations:

- correct obsolete references in Regulation .30 to food stamps, replacing those instances with the term food supplement;
- correct incorrect cross-references contained in Regulation .32; and
- make clarifying changes to Regulation .39.

**Legal Issue**

The regulations present no legal issue of concern.

**Statutory Authority and Legislative Intent**

The Department of Human Resources cites §§ 5-207, 5-501, and 5-604 of the Human Services Article and § 8-206 of the State Government Article as authority for the regulations.

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Section 5-207 of the Human Services Article authorizes the Executive Director of Family Investment to adopt regulations necessary to carry out the duties imposed on the Executive Director by law. Section 5-501 authorizes the Department of Human Resources to implement a food stamp program in accordance with the federal Food Stamp Act; local departments must administer the program in accordance with the regulations of the department and federal law. Section 5-604 requires the department to adopt regulations governing procedures for requesting, obtaining, and examining financial records that the department determines are necessary to verify or confirm an individual's eligibility or ineligibility for public assistance.

Section 8-206 of the State Government Article provides the secretary of each principal department, including the Department of Human Resources, the authority and responsibility to adopt regulations for all units within the secretary's jurisdiction, except as otherwise provided by law.

This authority is correct and complete. The regulations comply with the legislative intent of the law.

## **Fiscal Analysis**

There is no fiscal impact on State or local agencies.

### **Agency Estimate of Projected Fiscal Impact**

The department advises that the regulations have no fiscal impact on State or local governments. The Department of Legislative Services concurs.

### **Impact on Budget**

There is no impact on the State operating or capital budget.

### **Agency Estimate of Projected Small Business Impact**

The department advises that the regulations have no economic impact on small businesses in the State. The Department of Legislative Services concurs.

## **Contact Information**

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