

<b>DEPARTMENT OF HUMAN RESOURCES FAMILY INVESTMENT ADMINISTRATION</b>	<b>TEMPORARY DISABILITY ASSISTANCE MANUAL</b>
<b>CHAPTER III: TECHNICAL ELIGIBILITY</b>	<b>COMAR 07.03.05.04</b>
<b>SECTION 3: CONTINUED ELIGIBILITY</b>	

### **CONTINUED ELIGIBILITY**

A. To remain eligible for TDAP beyond 9 months in a 36-month period the customer must meet the following requirements:

1. Determined disabled by SRT
2. Cooperating with DEAP. Cooperation includes:
  - (a) Filing for and continuing to pursue SSI/SSDI benefits
  - (b) Keeping or, if unable to keep, rescheduling and keeping appointments
  - (c) Submitting required information and verification

B. TDAP Type 1 is defined as payment to an individual who is determined to have a temporary impairment of at least 3 months but less than 12 months. This individual would not be determined medically disabled by SRT and may not receive more than 9 months of TDAP benefits in the 36-month countable period.

#### **Example:**

Mr. S. has a medical form stating that he is disabled from working for 7 months due to a broken hip. In the 36-month countable period Mr. S had already received 4 months of TDAP benefits. The local department determines him eligible for TDAP Type 1 and certifies him for 5 months because Mr. S is not eligible to receive more than 9 months of TDAP benefits in the 36-month countable period.

Mr. S's case closes at the end of his eligibility period. Mr. S reapplies the following month stating he remains unable to work due to his broken hip. Mr. S submits a completed DHR/FIA 402B medical form in which the treating source indicates he is unable to work for 3 more months. The local department determines Mr. S ineligible for TDAP benefits because he has received 9 months of TDAP benefits in the 36-month countable period. Mr. S's application is denied. .

B. Do not pay TDAP to:

1. Supplement earned income;
2. Supplement unemployment insurance benefits;
3. Supplement SSI benefits;

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4. An individual in a private institution for tuberculosis or mental disease;
5. An individual in a public institution; or
6. An individual receiving Adult Foster Care payments.

**Examples:**

- ◆ Ms. I applies for TDAP. She receives \$40 a week to baby-sit her neighbor's child. This is employment income, which makes her ineligible for TDAP. Deny the application.
- ◆ Mr. J applied for TDAP with a 6 month medical and met all other required documentations and verifications. However, MABS screening revealed that he is receiving UI benefits of \$60 weekly. He is ineligible for TDAP. Deny the application.