



**STATE OF TENNESSEE
COMMISSION ON AGING AND DISABILITY**

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MEMORANDUM

TCAD-PI-2022-07

TO: Administrative Office of the Courts in Tennessee
Directors, Area Agencies on Aging and Disability
Public Guardianship for the Elderly Statewide Staff

FROM: James Dunn, Executive Director

DATE: January 6, 2022

SUBJECT: Public Guardianship for the Elderly Program
Policy Change on Sliding Scale Fees and Fees Charged to Persons Who Become
Ineligible for Supplemental Security Income (SSI)

The purpose of this Program Instruction is to provide updated fee schedule information on the Public Guardianship for the Elderly Program effective January 1, 2022.

Background

On November 17, 2009, TCAD's Commission Members approved the request for the revision of the fee schedule for the Public Guardianship for the Elderly Program with an effective date of January 1, 2010. The approval was established to begin effective January 1, 2010, and revised on an annual basis, if applicable, by an announcement from TCAD.

Instructions

The Tennessee Commission on Aging and Disability (TCAD), the State Unit on Aging (SUA), allows for a recommended sliding scale fee revision based on the COLA (cost-of-living adjustment) that more than 62 million Social Security beneficiaries will receive in January of 2022.

This year, the Federal Government will increase by five and nine tenths (5.9) percent the COLA as referenced by the Social Security Administration's website, www.socialsecurity.gov/cola. At this website, you can read more on the how COLA is calculated.

NOTE: FEE SCHEDULE RAISES LISTED ON PAGE TWO

The following fee schedule is suggested as reasonable rates for the court to consider in awarding fees. The amount of fees awarded for guardianship services remains at the sole discretion of the court.

Below is the recommend fee schedule for year 2022, as recommended by TCAD:

INCOME LEVEL	LIQUID ASSETS	2022 SLIDING SCALE FEE FOR ANNUAL ACCOUNTINGS
Medicaid Eligible	\$0 - \$2,000 (Medicaid, Supplemental Security Income Eligible)	No Fee
Up to \$10,999 Per Year	Assets up to \$50,000	\$43.60 Per Hour
	Assets more than \$50,000	\$49.80 Per Hour
\$11,000 - \$30,499 Per Year	Assets up to \$50,000	\$62.27 Per Hour
	Assets more than \$50,000	\$68.51 Per Hour
\$30,500 - \$49,999 Per Year	Assets up to \$50,000	\$77.21 Per Hour
	Assets more than \$50,000	\$89.67 Per Hour

If you have any questions, please feel free to contact Mary Lee, Deputy General Counsel and Public Guardianship for the Elderly Program State Coordinator, at (615) 253-4083, or by e-mail at mary.r.lee@tn.gov.

JHD/ml

- C: Executive Directors, Grantee Agencies
 Caroline R. Tippens, Chief of Staff, TCAD
 Charles Ferguson, General Counsel, TCAD
 Mary Lee, Deputy General Counsel & Public Guardianship State Coordinator, TCAD