



PAYMENTS TO APPLICANTS UNDER SECTION 2 OF THE 2022 DELAWARE RELIEF REBATE PROGRAM

INTRODUCTION

As a result of the COVID-19 pandemic, House Bill No. 360, as amended by House Amendment No. 1, of the 151st Session of the General Assembly was enacted on April 14, 2022 and is known as the “2022 Delaware Relief Rebate Program” or, the “Act.”

Section 2 of the Act states:

Within 6 months of enactment of this Act, the Department of Finance in collaboration with the Department of Technology and Information (DTI) shall develop a pathway for each adult Delaware resident who did not file a 2020 Delaware tax return or cannot otherwise be identified through other databases that may be available to the State to *receive a \$300 relief rebate directly or apply for one*. The Secretary of Finance may establish reasonable requirements for proof of identity, verification and eligibility to prevent fraudulent claims and payments including requirements for a state-issued and verified identification and valid Social Security Number. State agencies with access to personal identifying information of adult Delaware residents that may be eligible for the rebate will cooperate with information sharing to streamline such processes. Notwithstanding any other provision of this Code to the contrary, state agencies may share personally identifying information with the Department of Finance when necessary to assist the Secretary of Finance in preventing fraudulent claims, duplicate payments, or when otherwise necessary to carry out the requirements of this section. Any information shared with the Department of Finance pursuant to this section is “information from tax returns” as the term is used in § 368 of Title 30. The Department of Finance is authorized to share information with state agencies for the purpose of complying with this section notwithstanding the prohibitions from disclosure set forth at § 368 of Title 30. Any relief rebates issued pursuant to this section

shall be subject to a supplemental appropriation authorized by the Delaware General Assembly.

83 Del. Laws, c. 290, § 2. [Emphasis added.]

PURPOSE AND LIMITATIONS

This notice generally sets forth requirements established by the Secretary of the Delaware Department of Finance (“Department”) for proof of identity, verification and eligibility to prevent fraudulent claims and payments for each adult Delaware resident who did not receive a relief rebate directly and who did not timely file, or was not required to file, a 2020 Delaware tax return to receive a \$300 relief rebate by application as provided in Section 2 of the Act.

The period to complete an application is expected to begin on or about November 1, 2022 and is expected to close after 11:59 P.M. in the State of Delaware on November 30, 2022. Successful completion of an application does not guarantee payment of the \$300 relief rebate. After the application period closes, information resulting from counter-fraud and other security measures will be used to determine the extent and timing of relief rebate issuance; accordingly, and notwithstanding any applicant designated as eligible for the relief rebate, the Secretary of Finance reserves the right: to establish additional requirements for issuance of relief rebates for persons who successfully completed an application during the application period; to defer the issuance of payments to such persons; and to deny issuance of payments to such persons unable to satisfy additional requirements for issuance of relief rebates.

This notice is subject to change at any time and without notice and, at such time(s) deemed appropriate by the Secretary of Finance, may be withdrawn in whole or in part. In the event of any conflicts between the contents of this notice and a provision of the Act, the Act will prevail. Notwithstanding anything to the contrary in this Notice, nothing set forth in this Notice is intended to confer or grant, or may be construed to confer or grant, any right or benefit to any person. Oral guidance by any employee or agent of the Department is advisory only, and the Secretary is not bound by it. This notice cannot be modified in any way by any employee or agent of the State other than by the State of Delaware, Secretary of the Department of Finance (“Secretary”).

REQUIREMENTS FOR PAYMENTS TO APPLICANTS UNDER SECTION 2 OF THE 2022 DELAWARE RELIEF REBATE PROGRAM

Subject to the information set forth under the “PURPOSE AND LIMITATIONS” of this notice, with respect to a \$300 relief rebate to be paid upon application from each adult Delaware resident who did not receive a relief rebate directly, to prevent fraudulent

claims and payments, the requirements established by the Secretary of Finance for proof of identity, verification and eligibility include, but are not limited to, the following:

- 1) Each person who:
 - a) On December 31, 2021, was of the age of 18 years or older and a resident of this State;
 - b) Did not receive a relief rebate directly;
 - c) Has a social security number;
 - d) At the time of application, (1) provides a physical residential street mailing address located in the State of Delaware or, (2) in the case of United States active military personnel, provides a military postal service address, although for any address, a non-residential, commercially owned or operated physical street mailing address is ineligible for a relief rebate;
 - e) At the time of application, has State of Delaware identification that (1) is verifiable by the Secretary, (2) was issued by the Delaware Division of Motor Vehicles on or before December 31, 2021 and (3) either (A) is not expiring before the time of rebate issuance or (B) has been renewed after December 31, 2021 and is not expiring before the time of rebate issuance; and,
 - f) At the time of application or payment, is not deceased

is hereinafter referred to as a “potential indirect relief rebate recipient” and, collectively, all such persons, are hereinafter referred to as “potential indirect relief rebate recipients”. The date of December 31, 2021 was established for reasons including that such date coincided with the year for which tax returns were due for filing with respect to relief rebate recipients under Section 1 of the Act.

- 2) Each potential indirect relief rebate recipient will be required to complete a multi-part application. Successful completion of an application does not guarantee payment of the \$300 relief rebate.
- 3) On an application, each potential indirect relief rebate recipient will be required to provide information including:
 - a) The applicant’s personal identifiable information including:
 - i) Social security number;
 - ii) Date of birth;
 - iii) Address of residency in the State of Delaware on December 31, 2021;
 - iv) Address of residency in the State of Delaware as of the date of application;

- v) Contact information including a phone number and e-mail address; and,
 - b) Acknowledgments and representations by the applicant concerning matters including the relief rebate requirements established by the Secretary, the application, and information provided by the applicant.
- 4) A potential indirect relief rebate recipient who successfully completes an application is deemed to be a “provisional indirect relief rebate recipient”.
 - 5) Each provisional indirect relief rebate recipient will be subject to fraud risk assessment and other security measures resulting in such person being designated as either an applicant eligible for the relief rebate or an applicant ineligible for the relief rebate.
 - a) An applicant designated as ineligible for the relief rebate will no longer be eligible to apply for a \$300 relief rebate by online application.
 - b) An applicant designated as eligible for the relief rebate is hereinafter referred to as an “Application Recipient”.
 - 6) Within a sealed envelope, using the address established above and deposited in the United States mail, the Department will mail a \$300 relief rebate by check directly to each Application Recipient.