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Department of Human Services, Self-Sufficiency Programs 461

Agency and Division

Administrative Rules Chapter Number

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To become effective 10/01/2015 Rulemaking Notice was published in the September 2015 Oregon Bulletin.

RULE CAPTION

Amending rules relating to public assistance programs, including REF, SNAP, and TANF

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

RULEMAKING ACTION

Secure approval of new rule numbers with the Administrative Rules Unit prior to filing.

ADOPT:

AMEND:

461-110-0370, 461-115-0030, 461-115-0040, 461-155-0190, 461-160-0410, 461-160-0420, 461-160-0430, 461-180-0070

REPEAL:

461-115-0030(T), 461-115-0040(T), 461-160-0410(T), 461-180-0070(T), 461-190-0212

RENUMBER:

AMEND AND RENUMBER:

Statutory Authority:

ORS 409.050, 411.060, 411.070, 411.095, 411.816, 412.014, 412.049

Other Authority:

None.

Statutes Implemented:

ORS 409.010, 409.050, 411.060, 411.070, 411.081, 411.095, 411.816, 411.825, 411.837, 412.006, 412.009, 412.014, 412.049, 412.064

RULE SUMMARY

OAR 461-110-0370 about filing groups in the SNAP program, OAR 461-155-0190 about income and payment standards in the SNAP program, 461-160-0420 about shelter costs in the SNAP program, and 461-160-0430 about income deductions in the SNAP program are being amended to implement the annual increase in the SNAP standards.

OAR 461-115-0030 about the date of request, OAR 461-115-0040 about the filing date, and OAR 461-180-0070 about the effective date of benefits are being amended to correct a recent filing. On June 30, 2015, the Department filed amendments to these rules to change policy in the REF and TANF programs regarding the start date of benefits. Those amendments stated that the benefits start on the filing date (the date a signed application is received by the Department) as long as all eligibility requirements are met by the 45th day after the filing date. However, the intention was to require that eligibility requirements be met by the 45th day after the date of request, the date a client originally requests benefits orally or in writing. The amendments correctly state that benefits begin on the filing date as long as all eligibility requirements are met by the 45th day after the date of request. This makes permanent temporary rules adopted on July 23, 2015.

OAR 461-160-0410 about use of income and income deductions in the Supplemental Nutrition Assistance Program (SNAP) when there are ineligible or disqualified members in the filing group is being amended to comply with federal guidance to the Department regarding calculating the income for noncitizens receiving Temporary Assistance for Needy Families (TANF) benefits. The current rule requires the TANF benefit amount to be prorated and only counted for the eligible filing group members. The amendment removes this requirement and will result in the full TANF benefit amount being used to calculate benefits for the household. This makes permanent a temporary rule adopted on July 1, 2015.

OAR 461-190-0212 about case plan activities and support services in the JOBS, Post-TANF, Pre-TANF, REF, SFPSS, TA-DVS, and TANF programs is being repealed. This rule was adopted in 2011 to indicate which Job Opportunity and Basic Skills (JOBS) program activities and services would end effective June 30, 2011. The rule was needed to deal with budget shortfalls in 2011, but the rule no longer reflects current practice as it relates to support service payments for JOBS participants.

In addition, non-substantive edits were made to: ensure consistent terminology throughout self-sufficiency program rules and policies; make general updates consistent with current Department practices; update statutory and rule references; correct formatting and punctuation; remove unnecessary language; improve ease of reading; and clarify Department rules and processes.

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In the SNAP program:

- (1) Except as provided in this rule, the filing group consists of members of a *household group* (see OAR 461-110-0210) who choose to apply together or customarily purchase and prepare meals together.
- (2) Except as provided in sections (3) and (8) of this rule, the following *household group* members must be in the same filing group, even if they do not customarily purchase and prepare meals together:
 - (a) Each *spouse* (see OAR 461-001-0000).
 - (b) A *parent* (see OAR 461-001-0000) and his or her child under age 22 living with the *parent*.
 - (c) A *household group* member and any child under age 18 who lives with and is under *parental control* of that *household group* member. For the purposes of this subsection, "parental control" means the adult is responsible for the care, control, and supervision of the child or the child is financially dependent on the adult.
- (3) In the following specific situations, the Department forms a filing group as indicated:
 - (a) An individual is not included in the filing group if, during the month the group applied for SNAP program benefits, the individual received SSI benefits through the state of California. This exclusion applies only in the month the group applied and, if necessary to meet notice requirements, in the month following the month the group applied.
 - (b) An individual is not included in the filing group if during the month the group applied for SNAP program benefits the individual received SNAP program benefits in another household and was not the head of household in the prior household. This exclusion applies only in the month the group applied and, if necessary to meet notice requirements, in the month following the month the group applied.
 - (c) An *elderly* (see OAR 461-001-0015) individual and his or her *spouse* may be considered a separate filing group from others with whom the *elderly* individual purchases and prepares meals, if:
 - (A) The *elderly* individual is unable to purchase or prepare food because of a permanent and severe disabling condition; and

- (B) The combined income of the other members of the *household group* does not exceed the following limit:

Other Household Members	Monthly Countable Income
1	<u>\$1619</u> \$1,605
2	<u>2191</u> 2,163
3	<u>2763</u> 2,722
4	<u>3335</u> 3,280
5	<u>3907</u> 3,838
6	<u>4479</u> 4,396
7	<u>5051</u> 4,955
8	<u>5623</u> 5,513
Each additional person	<u>572</u> 559

- (4) A paid live-in attendant may choose not to be in the filing group with the recipient of the services provided, unless required by section (2) of this rule to be in the same filing group.
- (5) An individual in foster care, the individual's *spouse*, and each child under age 22 living with the individual are not eligible to participate in the SNAP program independently of the care or service provider's filing group, but may be included in the provider's filing group if the provider applies for benefits.
- (6) Unless required under section (2) of this rule, the following *household group* members may form a separate filing group from other members of the *household group*:
- (a) A resident of an alcohol or drug treatment and rehabilitation program certified by the Department for which an employee of the facility is the authorized representative (see OAR 461-135-0550). A resident's spouse in the same facility may be in a separate filing group, but a child of a resident must be in the same filing group as the resident.
 - (b) A resident in *group living* (see OAR 461-001-0015).
 - (c) A resident of a public or private non-profit *homeless* or *domestic violence shelter* (see OAR 461-135-0510).
 - (d) An individual who is a resident of federally subsidized housing for the *elderly*, an individual with a disability, or blind recipient of benefits under Title I, II, X, XIV, or XVI of the Social Security Act.
- (7) A member of the *household group* who pays the filing group for room and board (lodger) is treated as follows:

- (a) A lodger cannot participate in the SNAP program independently of the *household group* when the lodger pays a reasonable amount for room and board. A reasonable amount is:
 - (A) An amount that equals or exceeds the Thrifty Food Plan for the individual and anyone in that individual's filing group (see OAR 461-155-0190(2)), if more than two meals per day are provided; or
 - (B) An amount that equals or exceeds two-thirds of the Thrifty Food Plan for the individual and anyone in the individual's filing group, if two or fewer meals per day are provided.
 - (b) A lodger may participate in the SNAP program independently of the *household group* when the lodger pays less than a reasonable amount for room and board.
- (8) A *household group* member is not included in the filing group, if the member is:
- (a) A resident of a commercial boarding house; or
 - (b) An ineligible student, as defined in OAR 461-135-0570.
- (9) A *household group* member may be included in two filing groups in the same month, if the member:
- (a) Is a resident of a *domestic violence shelter* (see OAR 461-001-0000) or *safe home* (see OAR 461-001-0000); and
 - (b) Recently left the *household group* containing the member's abuser.

Stat. Auth.: ORS [409.050](#), [411.060](#), [411.070](#), 411.816

Stats. Implemented: ORS [409.010](#), [409.050](#), [411.060](#), [411.070](#), 411.816, 411.825, [411.837](#)

Date of Request

- (1) For all programs covered by OAR Chapter 461 ~~of the Oregon Administrative Rules~~, the client an individual or someone authorized to act on behalf of ~~the client an individual~~ must contact the Department or use another appropriate method to request benefits (see OAR 461-115-0150). The request may be oral or in writing. The request starts the application process.
- (2) The "date of request" is one of the following:
- (a) In the EA, ERDC, GA, ~~and OSIP, REF, and TANF~~ programs and for support service payments in the JOBS program authorized by OAR 461-190-0211, the "date of request" is the day the request for benefits is received by the Department.
- (b) In the ~~REF, SNAP, and TANF~~ programs, this section does not apply. See OAR 461-115-0040.
- (c) In the GAM, OSIPM, QMB, and REFM programs, for a new applicant, the "date of request" is determined as follows:
- (A) The day the request for medical benefits is received by a Department representative, except as described in paragraph (B) of this subsection.
- (B) If the request for medical benefits is received by a Department representative no later than the next business day after medical services are received, the "date of request" is the day these medical services were received.
- (d) In the OSIPM, QMB, and REFM programs, for a current recipient, the "date of request" is one of the following:
- (A) The date the client-individual reports a change requiring a redetermination of *eligibility* (see OAR 461-001-0000).
- (B) The date the Department initiates a review.
- (C) The date the client-individual establishes a "date of request" by contacting the Department orally or in writing or by submitting an application.
- (e) In the SFPSS program:
- (A) Except as provided in paragraph (B) of this subsection, the "date of request" is the day the client-individual signs the ~~program's~~ Interim Assistance Agreement.
- (B) The "date of request" for support service payments is the day the request for benefits is received by the Department.

Stat. Auth.: ORS 409.050, 411.060, 411.070, 411.404, 411.704, 411.706, 411.816, 412.014, 412.049, 413.085, 414.685, 414.826, 414.839

Stats. Implemented: ORS 409.010, 409.050, 411.060, 411.070, 411.404, 411.704, 411.706, 411.816, 412.014, 412.049, 413.085, ~~414.033~~, 414.041, 414.685, 414.826, 414.839

- ~~(1) A filing group (see OAR 461-110-0310) is entitled to establish a filing date on the date a member of the group requests benefits. The filing date establishes:~~
- ~~(a) The date for starting the application processing time frames.~~
- ~~(b) The date from which some effective dates are determined.~~
- (21) In the REF and TANF programs, the "filing date" is established when a signed and dated application for benefits is received by the Department.
- (32) In the SNAP program:
- (a) A filing group (see OAR 461-110-0370) is entitled to establish a "filing date" on the date a member of the group requests benefits. The "filing date" establishes:
- (A) The date for starting the application processing time frames.
- (B) The date from which some effective dates are determined.
- (b) The "filing date" is the date a signed written request for benefits is received by the Department or by the Social Security Administration for filing groups applying in accordance with OAR 461-115-0150(3). The written request may be a Department-approved form or other written material that includes the client's name, address, and signature.

Stat. Auth.: ORS 409.050, 411.060, 411.070, 411.816, 412.006, 412.049

Stats. Implemented: ORS 409.010, 409.050, 411.060, 411.070, 411.081, 411.087, 411.816, 411.825, 412.006, 412.049, 412.054, 412.064

Income and Payment Standards; SNAP

(1) The monthly SNAP Countable and Adjusted Income Limits are as follows:

Need Group Size	Countable Income Limit	Adjusted Income Limit
1	\$1,2761,265	\$ 981973
2	1,7261,705	1,3281,311
3	2,1772,144	1,6751,650
4	2,6282,584	2,0211,988
5	3,0783,024	2,3682,326
6	3,5293,464	2,7152,665
7	3,9803,904	3,0613,003
8	4,4304,344	3,4083,341
Each additional individual	451440	347339

(2) The SNAP Payment Standard (Thrifty Food Plan) is:

SNAP Payment Standard (TFP)	
No. in Need Group	Monthly Amount
1	\$ 194
2	357
3	511
4	649
5	771
6	925
7	1,022
8	1,169
Each additional individual	146

Stat. Auth.: ORS 409.050, 411.060, 411.070, 411.816

Stats. Implemented: ORS 409.010, 409.050, 411.060, 411.070, 411.816, 411.825, 411.837

Use of Income and Income Deductions When There Are Ineligible or Disqualified Group Members; SNAP

When a member of the *filing group* (see OAR 461-110-0370) is not in the *need group* (see OAR 461-110-0630), benefits in the SNAP program are calculated as follows:

- (1) If the member is a *qualified non-citizen* (see OAR 461-120-0125(1)(a)-(g)) who does not meet the alien status requirements, the following procedure is used:
 - (a) Benefits are calculated as if the *qualified non-citizen* is eligible, ~~except that a TANF grant received by the *filing group* is prorated among the members of the group. A pro-rata share is counted for each *filing group* member who meets the citizenship or alien status requirements.~~
 - ~~(b)~~ Benefits are then calculated as if the *qualified non-citizen* is not a member of the *filing group*, ~~except that a TANF grant received by the *filing group* is prorated per section (3) of this rule.~~ Any income received by another member of the *filing group* from the *qualified non-citizen* is counted as income of the *filing group*. No expenses paid by the *qualified non-citizen* are deducted from gross income.
 - ~~(e)~~ The household's benefits are the lesser of the amounts calculated in ~~subsections subsection~~ (a) and (b) of this section.
- (2) The process described in sections (3) and (4) of this rule is used if the member is:
 - (a) A non-citizen but not a *qualified non-citizen*;
 - (b) Disqualified for failing to obtain or provide a Social Security Number; or
 - (c) Unwilling to disclose alien status.
- (3) If the member is in a group described in section (2) of this rule:
 - (a) The member's *countable* (see OAR 461-001-0000) income is prorated among the members in the *filing group*.
 - (b) The pro rata share of each individual not in the *benefit group* (see OAR 461-110-0750) is excluded.
 - (c) The rest of the prorated income is *countable* income for the *filing group*.
- (4) An ineligible or disqualified member covered by section (2) of this rule is entitled to all income deductions for which the member qualifies. When paid by the member, or billed to the member and unpaid, deductions for shelter, child support, medical costs, and dependent care are calculated as follows:

- (a) The deductions, except deductions for the utility standard, are prorated among the members of the *filing group*.
 - (b) The prorated share of the members of the *benefit group* is deducted.
 - (c) The deduction for the utility standard is made in accordance with OAR 461-160-0420.
- (5) The *countable* income of the following *financial group* (see OAR 461-110-0530) members, subject to allowable deductions, is used to determine benefits:
- (a) A client disqualified for failure to comply with the requirements of the OFSET program or because of an intentional program violation.
 - (b) A client:
 - (A) Fleeing to avoid prosecution, or custody or confinement after conviction, under the law of the place from which the client is fleeing, for a crime, or attempt to commit a crime, that is a felony under the law of the place from which the client is fleeing or that, in the case of New Jersey, is a high misdemeanor under the law of New Jersey; or
 - (B) Violating a condition of probation or parole imposed under a federal or state law.

Stat. Auth.: ORS [409.050](#), [411.060](#), [411.070](#), 411.816

Stats. Implemented: ORS [409.010](#), [409.050](#), [411.060](#), [411.070](#), 411.816, [411.837](#)

- (1) This rule explains how to calculate the client's shelter cost. The shelter cost is used to determine the shelter deduction (see OAR 461-160-0430). The shelter cost is the sum of the filing group's cost of housing plus an allowance for utilities, if the client incurs a utility cost. The shelter deduction is based on the shelter cost but is subject to a limitation described in OAR 461-160-0430.
- (2) Cost of housing.
 - (a) The following comprise the cost of housing if they are incurred with respect to the filing group's current residence or the home described in section (5) of this rule:
 - (A) Regular, periodic charges for the shelter of the *filing group* (see OAR 461-110-0370), such as rent, mortgage payments, and condominium or association fees. Late fees charged because a mortgage or rent payment was made late are not deductible.
 - (B) Property taxes, state and local assessments, and property insurance on the structure.
 - (C) Costs for repairing a home substantially damaged or destroyed by a natural disaster (such as a fire or flood), if such costs are not reimbursed.
 - (D) If the *filing group* is homeless and living in a vehicle---vehicle payments and collision and comprehensive insurance premiums for the vehicle.
 - (b) If housing costs are billed on a weekly or biweekly basis, the monthly cost is the weekly cost multiplied by 4.3 or the biweekly cost multiplied by 2.15.
 - (c) The *filing group* has the following choices about housing costs:
 - (A) The group may choose to apply the cost in the month it is billed or becomes due.
 - (B) The group may choose to have periodic costs averaged.
 - (C) For expenses that are billed less often than monthly, the group may choose to have them averaged over the period they are intended to cover.
- (3) Shared housing. If the *filing group* shares housing costs with an individual in the dwelling who is not in the *filing group*, only the housing costs incurred by the *filing group* are included in the calculation. If the portion paid by a person outside the *filing group* cannot be ascertained, the cost is apportioned among the people contributing to the

cost. The pro rata share of those not in the *filing group* is deducted from the total, and the balance is considered a housing cost of the *filing group*.

(4) Cost for utilities.

- (a) A *filing group* has a cost for utilities if it incurs a cost for heating or cooling; cooking fuel; electricity; water and sewerage; well installation and maintenance; septic tank system installation and maintenance; garbage and trash collection; service for a telephone, such as basic service fee, wire maintenance, subscriber line charges, relay center surcharges, 911 service, and taxes; or initial installation fees charged by a utility provider.
- (b) If the group incurs no cost for utilities in either its current home or in the home described in section (5) of this rule, then the shelter cost is calculated without an allowance for utilities.
- (c) If a homeless *filing group* uses a vehicle for shelter, the cost of fuel for the vehicle is considered a utility cost.
- (d) If a *filing group* incurs a cost for utilities, then the utility allowance is one of the following:
 - (A) Allowance with heating or cooling. A full standard utility allowance of ~~\$445~~~~446~~ per month is used if the *household group* (see OAR 461-110-0210) is billed for heating or cooling costs for its dwelling. Charges for any fuel and for electricity are considered heating costs if they are used for heating. A *filing group* who receives an energy assistance payment for the dwelling provided through the Low-Income Energy Assistance Act of 1981 is eligible for the utility allowance established by this paragraph (A). This energy assistance payment must be greater than \$20 annually.
 - (B) Allowance without heating or cooling.
 - (i) A limited standard utility allowance of ~~\$327~~~~328~~ per month is used if the *filing group* is not billed for heating or cooling costs but is billed for at least two other costs enumerated in subsection (4)(a) of this rule.
 - (ii) An individual standard utility allowance of \$55 per month is used if the *filing group* is not billed for heating or cooling costs but is billed for only one of the costs enumerated in subsection (4)(a) of this rule other than the service cost for a telephone, including the related taxes or fees.
 - (iii) A telephone standard utility allowance of ~~\$60~~~~57~~ per month is used if the *filing group* is billed only for telephone service, such as basic

service fee, wire maintenance, subscriber line charges, relay center surcharges, 911 service, and taxes.

- (5) Housing costs for a home not occupied by the filing group. Housing and utility costs with respect to a home not currently occupied may be considered in calculating the shelter cost if--
- (a) The home is temporarily unoccupied because of employment or training away from home, illness, or abandonment caused by casualty or natural disaster;
 - (b) The *filing group* intends to return to the home;
 - (c) No other, current occupant is claiming a deduction for shelter costs in the SNAP program; and
 - (d) The home is not leased during the household's absence.

Stat. Auth.: ORS [409.050](#), [411.060](#), [411.070](#), 411.816

Stats. Implemented: ORS [409.010](#), [409.050](#), [411.060](#), [411.070](#), 411.816, 411.825, [411.837](#)

Income Deductions; SNAP

- (1) Deductions from income are subtracted from *countable income* (see OAR 461-140-0010) in the following order to determine *adjusted income* (see OAR 461-001-0000) for the SNAP program:
 - (a) An earned income deduction of 20 percent of *countable* earned income. The 20 percent deduction is not taken from the wages funded by grant diversions such as Work Supplementation wages.
 - (b) A standard deduction of:
 - (A) \$155 per month for a *benefit group* (see OAR 461-110-0750) of one, two, or three individuals.
 - (B) ~~\$168165~~ per month for a *benefit group* of four individuals.
 - (C) ~~\$197193~~ per month for a *benefit group* of five individuals.
 - (D) ~~\$226221~~ per month for a *benefit group* of six or more individuals.
 - (c) A dependent care deduction for dependent care costs billed to a member of the *filing group* (see OAR 461-110-0370) and not paid for through any other program of the Department. For the cost to be deductible under this section, the care must be necessary to enable a member of the *filing group* to--
 - (A) Accept or continue employment;
 - (B) Seek employment, including a job search that meets the requirements of a *case plan* (see OAR 461-001-0020); or
 - (C) Attend vocational or educational training. A student receiving educational income is entitled to a deduction only for costs not excluded from educational income by OAR 461-145-0150.
 - (d) The medical deduction for *elderly* clients and clients who have a *disability* (see OAR 461-001-0015) in the *filing group*. The deduction is calculated by determining the total of their deductible medical costs (see OAR 461-160-0415) and subtracting \$35. The remainder is the medical deduction.
 - (e) A deduction for child support payments (including cash medical support) a member of the *filing group* makes under a legal obligation to a child not a member of the *filing group*, including payments for the current month and for payments on arrearages. Child support is not deductible if collected by setoff

through the Oregon Department of Revenue or by interception of a federal tax refund.

- (f) A shelter deduction, calculated as follows:
 - (A) For SNAP *filing group* members required to pay room and board in a *nonstandard living arrangement* (see OAR 461-001-0000), the shelter deduction is--
 - (i) The cost of room and board, minus the payment standard for the *benefit group*; or
 - (ii) The actual room cost, if the client can prove that the room cost exceeds the cost described in subparagraph (i) of this paragraph.
 - (B) For all other *filing group* members, the shelter deduction is calculated as follows:
 - (i) The standard deduction and the deductions of earned income, dependent care, court-ordered child support, and medical expenses are subtracted from *countable income*. Fifty percent of the remainder is subtracted from the shelter cost calculated in accordance with OAR 461-160-0420.
 - (ii) The rounded balance is the deduction, except the deduction is limited if the filing group has no member who has a *disability* or is *elderly* (see OAR 461-001-0015). The limit is \$490 per month.
- (2) If a *filing group* member cannot verify a medical or court-ordered child-support expense or cannot verify any other expense when asked to do so, the unverified expense is not used to calculate the deduction. If the client provides verification, the deduction is applied when calculating the next month's benefits. If verification is provided within the period authorized for processing applications (see OAR 461-115-0210), the benefits for the *initial month* (see OAR 461-001-0000) are recalculated using the deduction.

Stat. Auth.: ORS [409.050](#), [411.060](#), [411.070](#), 411.816

Stats. Implemented: ORS [409.010](#), [409.050](#), [411.060](#), [411.070](#), 411.816, 411.825, [411.837](#)

Effective Dates; Initial Month Benefits

- (1) In the EA program, the effective date for opening the case is the day benefits are issued to the *benefit group* (see OAR 461-110-0750). For a *benefit group* whose only eligible child is an unborn, the effective date cannot be earlier than the first day of the calendar month preceding the month in which the due date falls.
- (2) In the ERDC program, the effective date for starting benefits is one of the following:
 - (a) The first day of the month in which the request for benefits is made if--
 - (A) All *eligibility* (see OAR 461-001-0000) requirements are met in that month; and
 - (B) Verification is provided within the application processing timeframes.
 - (b) If all *eligibility* requirements are not met in the month of request, the effective date is the first day of the month in which they are met, if verification is provided within the application processing timeframes.
 - (c) For a *benefit group* that received TANF program benefits within the 30 days before applying for ERDC program benefits, the effective date is the first of the month following closure of their TANF program benefits.
- (3) In the GA program, the effective date for the *initial month* (see OAR 461-001-0000) of benefits is whichever of the following occurs first:
 - (a) The day all *eligibility* requirements are met and verified.
 - (b) The 45th day from the date the client requests benefits, if all *eligibility* requirements were met, but the Department did not receive documentation until after the 45th day.
- (4) In the OSIP program, the effective date for the *initial month* of benefits is whichever of the following occurs first:
 - (a) The date an individual requests benefits, if the individual was eligible as of that date.
 - (b) The date all *eligibility* requirements are met.
- ~~(5) In the Pre-TANF program, the effective date for the *initial month* of benefits is the 30th day following the date the individual requests benefits, if the Department does not receive required verification until after the 30th day.~~
- (65) In the REF program, when a *filing group* (see OAR 461-110-0430) makes an initial application, the effective date for starting benefits is ~~one of the following~~:

- (a) If all *eligibility* requirements, including an interview, are completed by the 45th day from the ~~filing date~~ *date of request* (see OAR 461-115-0040~~30~~), the effective date for starting benefits is the *filing date* (see OAR 461-115-0040).
 - (b) If all *eligibility* requirements are not met by the 45th day from the ~~filing date~~ *date of request*, a new *date of request and filing date* must be established.
- (76) In the TANF program, when a *filing group* (see OAR 461-110-0330) makes an initial application or applies after the end of the *certification period* (see OAR 461-001-0000), the effective date for starting TANF benefits is one of the following:
- (a) ~~If Except as provided in subsections (b) to (d) of this section, if~~ all *eligibility* requirements, including a TANF interview, are completed by the 45th day from the ~~filing date~~ *date of request* (see OAR 461-115-0040), the effective date for starting benefits is the *filing date*.
 - ~~(b)~~ If all *eligibility* requirements are not met by the 45th day from the ~~filing date~~ *date of request*, a new *date of request and filing date* must be established.
 - (8b) ~~In the TANF program, if~~ If the only eligible child is an unborn, the effective date may not be earlier than the first day of the calendar month preceding the month in which the due date falls^[KS11].
 - ~~(c)~~ For an individual in the Pre-TANF program, the effective date for the initial month of benefits is the date the Pre-TANF program ends as provided in OAR 461-135-0475.
 - (9d) For a JOBS support service payment, the effective date is the date the client meets all *eligibility* requirements in OAR 461-190-0211.
- (107) ~~For TANF program recipients moving to~~ In the SFPSS program, when moving a TANF program recipient to SFPSS, the effective date for the *initial month* of SFPSS program benefits is:
- (a) Except as provided in subsection (b) of this section, the first of the month following the day all *eligibility* requirements are met and verified.
 - (b) If the day all *eligibility* requirements are met and verified falls after the compute deadline, the *initial month* of SFPSS program benefits will be the first of the month following the month after compute deadline. For purposes of this rule, the "compute deadline" means the Department computer system monthly deadline after which changes will not take effect until the month following the first of the next month.

Stat. Auth.: ORS 409.050, 411.060, 411.070, 411.404, 411.706, 411.878, 412.006, 412.014, 412.049, 413.085, 414.685

Stats. Implemented: ORS 409.010, 409.050, 411.060, 411.070, 411.081, 411.087, 411.404, 411.706, 411.878, 412.006, 412.014, 412.049, 412.064, 413.085, 414.685

THIS RULE IS REPEALED

~~Notwithstanding any other administrative rule in Chapter 461 in effect on June 30, 2011, except as provided in section (4) of this rule, effective at the end of the day on June 30, 2011, in the JOBS, Post-TANF, Pre-TANF, REF, SFPSS, TA-DVS, and TANF programs:~~

- ~~(1) — The following *activities* (see OAR 461-001-0025) and services specific to *case plans* (see OAR 461-001-0025) will end:~~
- ~~(a) — *Adult Basic Education* (see OAR 461-001-0025).~~
 - ~~(b) — *Community Service Program* (see OAR 461-001-0025).~~
 - ~~(c) — *Drug and alcohol services* (see OAR 461-001-0025).~~
 - ~~(d) — *English as a second language* (see OAR 461-001-0025).~~
 - ~~(e) — *Family Support and Connections*.~~
 - ~~(f) — *High school or GED Completion* (see OAR 461-001-0025).~~
 - ~~(g) — *Initial job search and Job Search* (see OAR 461-001-0025).~~
 - ~~(h) — *Job Skills Training* (see OAR 461-001-0025).~~
 - ~~(i) — *Life Skills* (see OAR 461-001-0025).~~
 - ~~(j) — *Medical services*.~~
 - ~~(k) — *Mental Health Services* (see OAR 461-001-0025).~~
 - ~~(l) — *Microenterprise* (see OAR 461-001-0025).~~
 - ~~(m) — *On-the-job training* (see OAR 461-001-0025).~~
 - ~~(n) — *Program entry* (see OAR 461-001-0025).~~
 - ~~(o) — *Providing child care services to a Community Service Program participant* (see OAR 461-001-0025).~~
 - ~~(p) — *Rehabilitation activities* (see OAR 461-001-0025).~~

- ~~(q) — Retention Services.~~
- ~~(r) — Services to families served by Child Welfare.~~
- ~~(s) — Sheltered or supported work (see OAR 461-001-0025).~~
- ~~(t) — Social Security Application process.~~
- ~~(u) — Stabilization, intervention and other activities (see OAR 461-001-0025). These are:
 - ~~(A) — Child health and development (see OAR 461-001-0000).~~
 - ~~(B) — Crisis intervention (see OAR 461-001-0000).~~
 - ~~(C) — Domestic violence services (see OAR 461-001-0000).~~
 - ~~(D) — Family stability activity (see OAR 461-001-0000).~~~~
- ~~(v) — Vocational training (see OAR 461-001-0025).~~
- ~~(w) — Work experience (see OAR 461-001-0025).~~
- ~~(x) — Work supplementation (see OAR 461-001-0025).~~
- ~~(2) — Payments made on behalf of an individual participating in one or more activities or services in section (1) of this rule end. These payments are:
 - ~~(a) — Support Services (see OAR 461-001-0025).~~
 - ~~(b) — Specific Requirements; Pre-TANF Program (see OAR 461-135-0475(5)(b)).~~
 - ~~(c) — Support services for Temporary Assistance for Domestic Violence Survivors Program (see OAR 461-135-1205(4)).~~~~
- ~~(3) — Transition Services (see OAR 461-190-0241). Eligibility for, and payments made on behalf of, an individual who is ineligible for the Pre-TANF or TANF programs because of an increase in earned income, ends.~~
- ~~(4) — This rule does not apply to an individual in the JOBS Plus program (JOBS Plus) (see OAR 461-001-0025 and 461-101-0010) or the Parents as Scholars (PAS) (see OAR 461-001-0025) activity.~~