

Secretary of State  
Certificate and Order for Filing  
**TEMPORARY ADMINISTRATIVE RULES**  
A Statement of Need and Justification accompanies this form.

**FILED**  
11-30-15 2:59 PM  
ARCHIVES DIVISION  
SECRETARY OF STATE

I certify that the attached copies are true, full and correct copies of the TEMPORARY Rule(s) adopted on Upon filing, by the  
Department of Human Services, Self-Sufficiency Programs 461

Agency and Division

Administrative Rules Chapter Number

Kris Skaro

(503) 945-6067

Rules Coordinator

Telephone

500 Summer St. NE, E-48, Salem, OR 97301

Address

To become effective 11/30/2015 through 05/27/2016.

**RULE CAPTION**

Amending rules relating to the OFSET program in Multnomah County and Washington County

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:**

461-190-0360

**SUSPEND:**

**Statutory Authority:**

ORS 409.050, 411.060, 411.070, 411.816

**Other Authority:**

Food and Nutrition Act of 2008; 7 USC 2015(d); 7 CFR 273.7

**Statutes Implemented:**

ORS 409.010, 409.050, 411.060, 411.070, 411.121, 411.816, 411.825, 411.837

**RULE SUMMARY**

Oregon is required to implement a three-month time limit for SNAP benefits for ABAWD (able-bodied adults without dependents) in Multnomah County and Washington County effective January 1, 2016 because the statewide waiver of the time limits from the Food and Nutrition Service (FNS) expires December 31, 2015. Funding for employment and training is being shifted to focus on helping ABAWD clients get employment to maintain eligibility for SNAP benefits beyond three months. Therefore, the OFSET program in the districts in these counties will end effective November 30, 2015 to focus on employment and training for ABAWD. OAR 461-190-0360 is amended to reflect that.

Kris Skaro

kris.a.skaro@state.or.us

Rules Coordinator Name

Email Address

Secretary of State  
**STATEMENT OF NEED AND JUSTIFICATION**  
A Certificate and Order for Filing Temporary Administrative Rules  
accompanies this form

**FILED**  
11-30-15 2:59 PM  
ARCHIVES DIVISION  
SECRETARY OF STATE

Department of Human Services, Self-Sufficiency Programs  
Agency and Division

461  
Administrative Rules Chapter Number

Amending rules relating to the OFSET program in Multnomah County and Washington County

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

In the Matter of:

Temporary amendment of OAR 461-190-0360

**Statutory Authority:**

ORS 409.050, 411.060, 411.070, 411.816

**Other Authority:**

Food and Nutrition Act of 2008; 7 USC 2015(d); 7 CFR 273.7

**Statutes Implemented:**

ORS 409.010, 409.050, 411.060, 411.070, 411.121, 411.816, 411.825, 411.837

**Need for the Temporary Rule(s):**

OAR 461-190-0360 needs to be amended because there is not enough funding available in Multnomah County and Washington County to continue the current OFSET program and focus on employment and training for ABAWD subject to the time limit. The rule amendment ends the OFSET program in these counties, which will allow limited funding to be used for a subset of the OFSET program participants who are ABAWD subject to the three-month time limit on SNAP benefits.

**Documents Relied Upon, and where they are available:**

FNS Employment and Training State Plan Guidance at <http://www.fns.usda.gov/sites/default/files/handbook-2003.pdf>

**Justification of Temporary Rule(s):**

The Department finds that failure to act promptly by amending OAR 461-190-0360 will result in serious prejudice to the public interest, the Department, and SNAP clients. Districts in Multnomah County and Washington County decided to end the OFSET program to conserve funding for employment and training to focus on locating employment opportunities for ABAWD clients who will lose SNAP benefits after three months if they are unable to find employment. There is not enough funding to continue OFSET for those mandatory individuals who are not ABAWD. The Department needs to proceed by temporary rule because the Department, the public, and the clients most at risk for losing benefits will immediately benefit because these districts will have the funds they need to focus on employment opportunities for these ABAWD clients.

Kris Skaro

[kris.a.skaro@state.or.us](mailto:kris.a.skaro@state.or.us)

Printed Name

Email Address

461-190-0360

~~Eff. 10-1-09~~

Temp. Eff. 12-1-15 through 5-28-16

Special Payments; OFSET

(1) In the OFSET program, the Department may authorize payment of not more than \$80 over the eight week participation period for transportation and other costs identified in the client's *case plan* (see OAR 461-001-0020). If public transportation is available, the Department may issue to the client bus passes or tickets sufficient to enable the client to participate in the OFSET program activities identified in the *case plan*. If necessary, a client's *case plan* is adjusted to ensure that OFSET program participation requirements may be fulfilled at no cost to the client.

(2) The OFSET program in Multnomah County and Washington County ends effective November 30, 2015.

Stat. Auth.: ORS 411.816

Stats. Implemented: ORS 411.121, 411.816, 411.825, 411.837