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TEMPORARY ADMINISTRATIVE ORDER
INCLUDING STATEMENT OF NEED & JUSTIFICATION

SSP 9-2018

CHAPTER 461
DEPARTMENT OF HUMAN SERVICES
SELF-SUFFICIENCY PROGRAMS

FILED
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ARCHIVES DIVISION
SECRETARY OF STATE
& LEGISLATIVE COUNSEL

FILING CAPTION: Temporary rule amendments related to self-sufficiency programs

EFFECTIVE DATE: 03/01/2018 THROUGH 06/30/2018

AGENCY APPROVED DATE: 02/15/2018

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NEED FOR THE RULE(S):

OAR 461-155-0180 needs to be amended because the current rule would be outdated for at the levels of 185 and 250 percent of federal poverty guidelines and for state median income at the level of 85 percent. This amendment promotes accurate benefit decisions in the ERDC, SNAP, and TANF programs by updating these standards.

JUSTIFICATION OF TEMPORARY FILING:

The Department finds that failure to act promptly by amending OAR 461-155-0180 will result in serious prejudice to the public interest, the Department, and clients of its programs. The Department needs to proceed by temporary rule because the Department is determining eligibility for its clients on a continuous basis and the updated standards will allow more clients to qualify for its programs, which provide essential support for them.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

U.S. Department of Health and Human Services Poverty Guidelines available at
<https://aspe.hhs.gov/poverty-guidelines>

U.S. Department of Health and Human Services estimate of Oregon state median income available at
<http://www.oregon.gov/ohcs/Pages/energy-weatherization-oregon-income-guidelines.aspx>

AMEND: 461-155-0180

RULE SUMMARY: OAR 461-155-0180 is being amended to update federal poverty guidelines at the levels of 185 and 250 percent and the state median income at the level of 85 percent. The standards being changed affect benefit decisions in the ERDC, SNAP, and TANF programs.

CHANGES TO RULE:

(1) A Department program may cite this rule if the program uses a monthly income standard based on the federal poverty level or state median income. The standards in this rule are effective as of ~~October~~March 1, 2017~~8~~, except as provided otherwise.¶

(2) A monthly income standard set at 100 percent of the 2017 federal poverty level is set at the following amounts: [see attached table]¶

(3) A monthly income standard set at 130 percent of the 2017 federal poverty level is set at the following amounts: [see attached table]¶

(4) Effective March 1, 2017~~8~~, a monthly income standard set at 185 percent of the 2017~~8~~ federal poverty level is set at the following amounts: [see attached table]¶

(5) A monthly income standard set at 200 percent of the 2017 federal poverty level is set at the following amounts: [see attached table]¶

(6) A monthly income standard set at 250 percent of the 2017~~8~~ federal poverty level is set at the following amounts: [see attached table]¶

(7) A monthly income standard set at 350 percent of the 2016 federal poverty level is set at the following amounts: [see attached table]¶

(8) A monthly income standard set at 85 percent of the 2017~~8~~ state median income is set at the following amounts: [see attached table]

Statutory/Other Authority: 409.050, 411.060, 411.070, 411.816, 412.014, 412.049, ORS 329A.500, 411.404

Statutes/Other Implemented: 411.060, 411.070, 411.816, 412.014, 412.049, 409.010, ORS 329A.500, 411.404

RULE ATTACHMENTS DO NOT SHOW CHANGES. PLEASE CONTACT AGENCY REGARDING CHANGES.

- (1) A Department program may cite this rule if the program uses a monthly income standard based on the federal poverty level or state median income. The standards in this rule are effective as of March 1, 2018, except as provided otherwise.
- (2) A monthly income standard set at 100 percent of the 2017 federal poverty level is set at the following amounts:

Size of Group	Standard
1	\$ 1,005
2	1,354
3	1,702
4	2,050
5	2,399
6	2,747
7	3,095
8	3,444
9	3,792
10	4,140
+1	+349

- (3) A monthly income standard set at 130 percent of the 2017 federal poverty level is set at the following amounts:

Size of Group	Standard
1	\$1,307
2	1,760
3	2,213
4	2,665
5	3,118
6	3,571
7	4,024
8	4,477
9	4,930
10	5,382
+1	453

- (4) Effective March 1, 2018, a monthly income standard set at 185 percent of the 2018 federal poverty level is set at the following amounts:

Size of Group	Standard
1	\$1,872
2	2,538

3	3,204
4	3,870
5	4,536
6	5,202
7	5,868
8	6,534
9	7,200
10	7,866
+1	+666

- (5) A monthly income standard set at 200 percent of the 2017 federal poverty level is set at the following amounts:

Size of Group	Standard
1	\$2,010
2	2,707
3	3,403
4	4,100
5	4,797
6	5,493
7	6,190
8	6,887
+1	+697

- (6) A monthly income standard set at 250 percent of the 2018 federal poverty level is set at the following amounts:

Size of Group	Standard
2	\$3,430
3	4,330
4	5,230
5	6,130
6	7,030
7	7,930
8	8,830

- (7) A monthly income standard set at 350 percent of the 2016 federal poverty level is set at the following amounts:

Size of Group	Standard
1	\$3,465
2	4,673
3	5,880
4	7,088
5	8,295

6	9,503
7	10,713
8	11,927
9	13,140
10	14,353
+1	1,214

- (8) A monthly income standard set at 85 percent of the 2018 state median income is set at the following amounts:

Size of Group	Standard
2	\$3,566
3	4,405
4	5,244
5	6,083
6	6,922
7	7,079
8	7,236

Stat. Auth.: ORS 329A.500, 409.050, 411.060, 411.070, 411.816, 412.014, 412.049

Stats. Implemented: ORS 329A.500, 409.010, 411.060, 411.070, 411.816, 412.014, 412.049