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ARCHIVES DIVISION  
MARY BETH HERKERT  
DIRECTOR  
  
800 SUMMER STREET NE  
SALEM, OR 97310  
503-373-0701

**TEMPORARY ADMINISTRATIVE ORDER**  
INCLUDING STATEMENT OF NEED & JUSTIFICATION

**SSP 9-2019**

CHAPTER 461  
DEPARTMENT OF HUMAN SERVICES  
SELF-SUFFICIENCY PROGRAMS

**FILED**  
03/26/2019 8:42 AM  
ARCHIVES DIVISION  
SECRETARY OF STATE  
& LEGISLATIVE COUNSEL

FILING CAPTION: Correcting Income Standards

EFFECTIVE DATE: 03/26/2019 THROUGH 06/30/2019

AGENCY APPROVED DATE: 03/25/2019

CONTACT: Robert Trachtenberg  
503-947-5290  
robert.trachtenberg@state.or.us

DHS - SSP  
500 Summer Street NE, E-48  
Salem, OR 97301

Filed By:  
Robert Trachtenberg  
Rules Coordinator

NEED FOR THE RULE(S):

OAR 461-155-0180 about income standards for self-sufficiency standards, which was amended by temporary rule effective March 1, 2019, needs to be amended because the standards that apply for 100, 130, 200, 250 and 350 percent of the federal guidelines were updated in error and prematurely, prior to the start of the federal fiscal year on October 1, 2019. This amendment restores the 2018 standards, retroactive to March 1, 2019.

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 and the Department. The standards that apply for 100, 130, 200, 250 and 350 percent of the federal guidelines were updated in error and prematurely, prior to the start of the federal fiscal year on October 1, 2019. This amendment restores the 2018 standards, retroactive to March 1, 2019. This amendment is needed at this time because benefits are determined continuously for a large number of clients, and the rules need to match the practices in the field.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

Federal poverty guidelines available at <https://aspe.hhs.gov/poverty-guidelines>

AMEND: 461-155-0180

SUSPEND: Temporary 461-155-0180 from SSP 4-2019

RULE TITLE: Income Standards; Not OSIP, OSIPM, QMB

RULE SUMMARY: OAR 461-155-0180 about income standards for self-sufficiency standards, which was amended by temporary rule effective March 1, 2019, is being amended to correct the standards that apply for 100, 130, 200, 250 and 350 percent of the federal guidelines. This correction is retroactive to March 1, 2019. These standards were updated prematurely, prior to the start of the federal fiscal year on October 1, 2019.

RULE TEXT:

(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, 2019, except as provided otherwise.

(2) A monthly income standard set at 100 percent of the 2018 federal poverty level is set at the following amounts: [see attached table]

(3) A monthly income standard set at 130 percent of the 2018 federal poverty level is set at the following amounts: [see attached table]

(4) A monthly income standard set at 185 percent of the 2019 federal poverty level is set at the following amounts: [see attached table]

(5) A monthly income standard set at 200 percent of the 2018 federal poverty level is set at the following amounts: [see attached table]

(6) A monthly income standard set at 250 percent of the 2018 federal poverty level is set at the following amounts: [see attached table]

(7) A monthly income standard set at 350 percent of the 2018 federal poverty level is set at the following amounts: [see attached table]

(8) A monthly income standard set at 85 percent of the 2019 state median income is set at the following amounts: [see attached table]

STATUTORY/OTHER AUTHORITY: ORS 329A.500, 409.050, 411.060, 411.070, 411.816, 412.049

STATUTES/OTHER IMPLEMENTED: ORS 329A.500, 409.010, 411.060, 411.070, 411.816, 412.014, 412.049

- (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, 2019, except as provided otherwise.
- (2) A monthly income standard set at 100 percent of the 2018 federal poverty level is set at the following amounts:

Size of Group	Standard
1	\$ 1,012
2	1,372
3	1,732
4	2,092
5	2,452
6	2,812
7	3,172
8	3,532
9	3,892
10	4,252
+1	+360

- (3) A monthly income standard set at 130 percent of the 2018 federal poverty level is set at the following amounts:

Size of Group	Standard
1	\$1,316
2	1,784
3	2,252
4	2,720
5	3,188
6	3,656
7	4,124
8	4,592
9	5,060
10	5,552
+1	468

- (4) A monthly income standard set at 185 percent of the 2019 federal poverty level is set at the following amounts:

Size of Group	Standard
1	\$1,926
2	2,607

3	3,288
4	3,970
5	4,651
6	5,333
7	6,014
8	6,695
9	7,377
10	8,058
+1	+681

- (5) A monthly income standard set at 200 percent of the 2018 federal poverty level is set at the following amounts:

Size of Group	Standard
1	\$2,024
2	2,744
3	3,464
4	4,184
5	4,904
6	5,624
7	6,344
8	7,064
+1	+720

- (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
1	\$2,530
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 2018 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 2019 state median income is set at the following amounts:

Size of Group	Standard
2	\$3,924
3	4,847
4	5,770
5	6,693
6	7,616
7	8,127
8	9,048

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