

OFFICE OF THE SECRETARY OF STATE
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ARCHIVES DIVISION
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SALEM, OR 97310
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NOTICE OF PROPOSED RULEMAKING
INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 461
DEPARTMENT OF HUMAN SERVICES
SELF-SUFFICIENCY PROGRAMS

FILED
04/27/2020 3:00 PM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: Changing one SSP rule regarding income standards

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 06/15/2020 5:00 PM

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

CONTACT: Meorah Solar
503-602-7545
meorah.a.solar@dhsosha.state.or.us

500 Summer St NE
Salem, OR 97301

Filed By:
Meorah Solar
Rules Coordinator

HEARING(S)

Auxiliary aids for persons with disabilities are available upon advance request. Notify the contact listed above.

DATE: 05/26/2020

TIME: 10:00 AM - 11:00 AM

OFFICER: Meorah Solar

ADDRESS: No Physical Location due to
COVID-19

By phone: (503) 934-1400 code
2620494#

or (971) 673-8888 code 2620494#
Salem, OR 97301

SPECIAL INSTRUCTIONS:

Everyone has a right to know about
and use DHS programs and services.
DHS provides free help. Some
examples of the free help DHS can
provide are: sign language and spoken
language interpreters, written
materials in other languages, braille,
large print, audio and other formats. If
you need help or have questions,
please contact Meorah Solar at (503)
602-7545, 711 TTY, or
meorah.a.solar@dhsosha.state.or.us at
least 48 hours before the meeting.

NEED FOR THE RULE(S):

OAR 461-155-0180 needs to be amended to update and correct income standards to align with federal poverty guidelines and correct income standards based on the state median income levels. This amendment promotes accurate benefit decisions in self-sufficiency programs and makes permanent a temporary filing effective March 1, 2020.

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>

FISCAL AND ECONOMIC IMPACT:

The Department estimates that amending OAR 461-155-0180 will have a positive fiscal impact on clients whose income is greater than the old income limit and less than the new income limit, and a negative fiscal impact on the Department. The Department is unable to estimate the extent of these impacts because this income information is not centrally tracked. The Department estimates that there is no fiscal impact on other state agencies, local government, and business, including small business. No small businesses are subject to these rules and there is no cost of compliance for small business.

COST OF COMPLIANCE:

(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

see above under Fiscal and Economic Impact

DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

Small businesses were not involved in the development of these rules but are invited to provide input during the public comment period.

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? NO IF NOT, WHY NOT?

No rule advisory committee was used for this rule change because it involves routine annual adjustments.

AMEND: 461-155-0180

RULE SUMMARY: OAR 461-155-0180 is being amended to update federal poverty guidelines and state median income levels. The standards being changed affect benefit decisions in self-sufficiency programs.

CHANGES TO RULE:

461-155-0180

Income Standards; Not OSIP, OSIPM, QMB ¶

(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, 2019~~20~~, except as provided otherwise.¶

- (2) A monthly income standard set at 100 percent of the 2019 federal poverty level is set at the following amounts: ~~[see attached table]~~
 - (3) A monthly income standard set at 130 percent of the 2019 federal poverty level is set at the following amounts: ~~[see attached table]~~
 - (4) A monthly income standard set at 165 percent of the 2019 federal poverty level is set at the following amounts: ~~[see attached table]~~
 - (5) A monthly income standard set at 185 percent of the ~~2019~~20 federal poverty level is set at the following amounts: ~~[see attached table]~~
 - (6) A monthly income standard set at 200 percent of the 2019 federal poverty level is set at the following amounts: ~~[see attached table]~~
 - (7) A monthly income standard set at 250 percent of the ~~2019~~20 federal poverty level is set at the following amounts: ~~[see attached table]~~
 - (8) A monthly income standard set at 350 percent of the 2019 federal poverty level is set at the following amounts: ~~[see attached table]~~
 - (9) A monthly income standard set at 85 percent of the ~~2019~~20 state median income is set at the following amounts: ~~[see attached table]~~
 - (10) A monthly Disaster Supplemental Nutrition Assistance Program (DSNAP) income standard is set at the following amounts for the household (see OAR 461-135-0491): ~~[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, 7 CFR 280.1

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

(2)

Size of Group	Standard
1	\$ 1,041
2	1,410
3	1,778
4	2,146
5	2,515
6	2,883
7	3,251
8	3,620
9	3,989
10	4,358
+1	+369

(3)

Size of Group	Standard
1	\$1,354
2	1,832
3	2,311
4	2,790
5	3,269
6	3,748
7	4,227
8	4,705
9	5,184
10	5,663
+1	+479

(4)

Size of Group	Standard
1	\$1,718
2	2,326
3	2,933
4	3,541
5	4,149
6	4,757
7	5,364
8	5,972
+1	+608

(5)

Size of Group	Standard
1	\$1,968
2	2,658
3	3,349
4	4,040
5	4,730
6	5,421
7	6,112
8	6,802
9	7,493
10	8,184
+1	+691

(6)

Size of Group	Standard
1	\$2,082
2	2,818
3	3,555
4	4,292
5	5,028
6	5,765
7	6,502
8	7,238
+1	+737

(7)

Size of Group	Standard
1	\$2,658
2	3,592
3	4,525
4	5,458
5	6,392
6	7,325
7	8,258
8	9,192

(8)

Size of Group	Standard
1	\$3,643
2	4,933
3	6,222

4	7,511
5	8,800
6	10,089
7	11,378
8	12,668
9	13,958
10	15,248
+1	+1,290

(9)

Size of Group	Standard
2	\$4,012
3	4,956
4	5,899
5	6,843
6	7,787
7	7,964
8	8,141

(10)

Group Size	Standard
1	\$1,777
2	2,146
3	2,514
4	2,893
5	3,293
6	3,692
7	4,060
8	4,429
+1	+369