

461-135-0900

Temporary Effective 5-05-25 through 9-30-25

Specific Requirements; REF, REFM

- (1) In addition to the *eligibility* (see OAR 461-001-0000) requirements in other rules in OAR chapter 461, an individual must meet all of the requirements in this rule to be eligible for the Refugee Assistance (REF) and Refugee Assistance Medical (REFM) programs.
- (2) An individual must meet the noncitizen status requirements of OAR 461-120-0125 to be eligible for REF and REFM programs except as follows. In the REFM program, a newborn *child* (see OAR 461-001-0000) born in the United States to an individual in the REFM program is not required to meet the noncitizen status requirements for the REFM program as long as each *parent* (see OAR 461-001-0000) in the *filing group* (see OAR 461-110-0210) meets the noncitizen status requirements of OAR 461-120-0125.
- (3) An individual is not eligible to receive REF and REFM program benefits if the individual is a full-time student of "higher education", unless such education is part of a cash assistance case plan. Any education or training allowable under an approved case plan must be less than one year in length. For the purposes of this rule, "higher education" means education that meets the requirements of one of the following subsections:
  - (a) Public and private universities and colleges and community colleges that offer degree programs regardless of whether a high school diploma is required for the program. However, GED, ABE, ESL, and high school equivalency programs at these institutions are not considered "higher education".
  - (b) Vocational, technical, business, and trade schools that normally require a high school diploma or equivalency certificate for enrollment in the curriculum or in a particular program at the institution. However, programs at those institutions that do not require the diploma or certificate are not considered "higher education".

- (4) *Eligibility* for REF and REFM program benefits –
- (a) For individuals whose date of eligibility is before October 1, 2021, is limited to the first eight months from the date the immigration status was granted. Months in the United States are counted as whole months. There is no prorating of months.
  - (b) For individuals whose date of eligibility is from October 1, 2021, through May 4, 2025, is limited to the first twelve months from the date the immigration status was granted, except for individuals that meet the criteria of paragraph (B) of this subsection.
    - (A) Months in the United States are counted as whole months. There is no prorating of months.
    - (B) The twelve-month period begins May 21, 2022, for an individual who is a citizen or national of Ukraine, or an individual who last habitually resided in Ukraine, who was paroled into the United States between February 24, 2022, and May 21, 2022.
  - (c) For individuals whose date of eligibility is on or after May 5, 2025, is limited to the first four months from the date the immigration status was granted. Months in the United States are counted as whole months. There is no prorating of months.
- (5) In the REF and REFM programs, if an individual was originally resettled in Oregon through the federal refugee resettlement process, then the individual must provide the name of the local resettlement agency that resettled them.

Statutory/Other Authority: ORS 409.050, 411.060, 411.070, 411.116, 411.121, 411.404, 412.049, 414.685

Statutes/Other Implemented: ORS 409.010, 409.050, 411.060, 411.070, 411.116, 411.121, 411.404, 411.878, 412.049, 414.685, 45 CFR 400, H.R. 7691, 117th Cong. (2021-2022)

- (1) In addition to the *eligibility* (see OAR 461-001-0000) requirements in other rules in OAR chapter 461, an individual must meet all of the requirements in this rule to be eligible for the REF and REFM programs.
- (2) An individual must meet the noncitizen status requirements of OAR 461-120-0125, except a *child* (see OAR 461-001-0000) born in the United States to an individual in the REF or REFM program meets the noncitizen status requirements for the REF and REFM programs as long as each *parent* (see OAR 461-001-0000) in the *household group* (see OAR 461-110-0210) meets the noncitizen status requirements of OAR 461-120-0125.
- (3) An individual is not eligible to receive REF and REFM program benefits if the individual is a full-time student of "higher education", unless such education is part of a cash assistance case plan. Any education or training allowable under an approved case plan must be less than one year in length. For the purposes of this rule, "higher education" means education that meets the requirements of one of the following subsections:
  - (a) Public and private universities and colleges and community colleges that offer degree programs regardless of whether a high school diploma is required for the program. However, GED, ABE, ESL, and high school equivalency programs at these institutions are not considered "higher education".
  - (b) Vocational, technical, business, and trade schools that normally require a high school diploma or equivalency certificate for enrollment in the curriculum or in a particular program at the institution. However, programs at those institutions that do not require the diploma or certificate are not considered "higher education".
- (4) *Eligibility* for REF and REFM program benefits –
  - (a) For individuals whose date of eligibility is before October 1, 2021, is limited to the first eight months from the date the immigration

status was granted. Months in the United States are counted as whole months. There is no prorating of months.

- (b) For individuals whose date of eligibility is on or after October 1, 2021, is limited to the first twelve months from the date the immigration status was granted, except for individuals that meet the criteria of paragraph (B) of this subsection.
  - (A) Months in the United States are counted as whole months. There is no prorating of months.
  - (B) The twelve-month period begins May 21, 2022, for an individual who is a citizen or national of Ukraine, or an individual who last habitually resided in Ukraine, who was paroled into the United States between February 24, 2022, and May 21, 2022.
- (5) In the REF and REFM programs, if an individual was originally resettled in Oregon through the federal refugee resettlement process, then the individual must provide the name of the local resettlement agency that resettled them.

Statutory/Other Authority: ORS 409.050, 411.060, 411.070, 411.116, 411.121, 411.404, 412.049, 414.685

Statutes/Other Implemented: ORS 409.010, 409.050, 411.060, 411.070, 411.116, 411.121, 411.404, 411.878, 412.049, 414.685, 45 CFR 400, H.R. 7691, 117th Cong. (2021-2022)

461-135-0900

Temporary Effective 6-27-22 through 9-30-22

Specific Requirements; REF, REFM

- (1) In addition to the *eligibility* (see OAR 461-001-0000) requirements in other rules in OAR chapter 461, an individual must meet all of the requirements in this rule to be eligible for the REF and REFM programs.
- (2) An individual must meet the noncitizen status requirements of OAR 461-120-0125, except a *child* (see OAR 461-001-0000) born in the United States to an individual in the REF or REFM program meets the noncitizen status requirements for the REF and REFM programs as long as each *parent* (see OAR 461-001-0000) in the *household group* (see OAR 461-110-0210) meets the noncitizen status requirements of OAR 461-120-0125.
- (3) An individual is not eligible to receive REF and REFM program benefits if the individual is a full-time student of "higher education", unless such education is part of a cash assistance case plan. Any education or training allowable under an approved case plan must be less than one year in length. For the purposes of this rule, "higher education" means education that meets the requirements of one of the following subsections:
  - (a) Public and private universities and colleges and community colleges that offer degree programs regardless of whether a high school diploma is required for the program. However, GED, ABE, ESL, and high school equivalency programs at these institutions are not considered "higher education".
  - (b) Vocational, technical, business, and trade schools that normally require a high school diploma or equivalency certificate for enrollment in the curriculum or in a particular program at the institution. However, programs at those institutions that do not require the diploma or certificate are not considered "higher education".
- (4) *Eligibility* for REF and REFM program benefits –
  - (a) For individuals whose date of eligibility is before October 1, 2021, is limited to the first eight months from the date the immigration

status was granted. Months in the United States are counted as whole months. There is no prorating of months.

- (b) For individuals whose date of eligibility is on or after October 1, 2021, is limited to the first twelve months from the date the immigration status was granted, except for individuals that meet the criteria of paragraph (B) of this subsection.
  - (A) Months in the United States are counted as whole months. There is no prorating of months.
  - (B) The twelve-month period begins May 21, 2022, for an individual who is a citizen or national of Ukraine, or an individual who last habitually resided in Ukraine, who was paroled into the United States between February 24, 2022, and May 21, 2022.
- (5) In the REF and REFM programs, if an individual was originally resettled in Oregon through the federal refugee resettlement process, then the individual must provide the name of the local resettlement agency that resettled them.

Statutory/Other Authority: ORS 409.050, 411.060, 411.070, 411.116, 411.121, 411.404, 412.049, 414.685

Statutes/Other Implemented: ORS 409.010, 409.050, 411.060, 411.070, 411.116, 411.121, 411.404, 411.878, 412.049, 414.685, 45 CFR 400, H.R. 7691, 117th Cong. (2021-2022)

461-135-0900

Temporary Effective 6-15-22 through 6-26-22

Specific Requirements; REF, REFM

- (1) In addition to the *eligibility* (see OAR 461-001-0000) requirements in other rules in OAR chapter 461, an individual must meet all of the requirements in this rule to be eligible for the REF and REFM programs.
- (2) An individual must meet the noncitizen status requirements of OAR 461-120-0125, except a *child* (see OAR 461-001-0000) born in the United States to an individual in the REF or REFM program meets the noncitizen status requirements for the REF and REFM programs as long as each *parent* (see OAR 461-001-0000) in the *household group* (see OAR 461-110-0210) meets the noncitizen status requirements of OAR 461-120-0125.
- (3) An individual is not eligible to receive REF and REFM program benefits if the individual is a full-time student of "higher education", unless such education is part of a cash assistance case plan. Any education or training allowable under an approved case plan must be less than one year in length. For the purposes of this rule, "higher education" means education that meets the requirements of one of the following subsections:
  - (a) Public and private universities and colleges and community colleges that offer degree programs regardless of whether a high school diploma is required for the program. However, GED, ABE, ESL, and high school equivalency programs at these institutions are not considered "higher education".
  - (b) Vocational, technical, business, and trade schools that normally require a high school diploma or equivalency certificate for enrollment in the curriculum or in a particular program at the institution. However, programs at those institutions that do not require the diploma or certificate are not considered "higher education".
- (4) *Eligibility* for REF and REFM program benefits is limited to the first twelve months from the date the immigration status was granted, except for individuals that meet the criteria of subsection (b) of this section.

- (a) Months in the United States are counted as whole months. There is no prorating of months.
  - (b) The twelve-month period begins May 21, 2022, for an individual who is a citizen or national of Ukraine, or an individual who last habitually resided in Ukraine, who was paroled into the United States between February 24, 2022, and May 21, 2022.
- (5) In the REF and REFM programs, if an individual was originally resettled in Oregon through the federal refugee resettlement process, then the individual must provide the name of the local resettlement agency that resettled them.

Statutory/Other Authority: ORS 409.050, 411.060, 411.070, 411.116, 411.121, 411.404, 412.049, 414.685

Statutes/Other Implemented: ORS 409.010, 409.050, 411.060, 411.070, 411.116, 411.121, 411.404, 411.878, 412.049, 414.685, 45 CFR 400, H.R. 7691, 117th Cong. (2021-2022)

## Specific Requirements; REF, REFM

- (1) In addition to the *eligibility* (see OAR 461-001-0000) requirements in other rules in OAR chapter 461, an individual must meet all of the requirements in this rule to be eligible for the REF and REFM programs.
- (2) An individual must meet the noncitizen status requirements of OAR 461-120-0125, except a *child* (see OAR 461-001-0000) born in the United States to an individual in the REF or REFM program meets the noncitizen status requirements for the REF and REFM programs as long as each *parent* (see OAR 461-001-0000) in the *household group* (see OAR 461-110-0210) meets the noncitizen status requirements of OAR 461-120-0125.
- (3) An individual is not eligible to receive REF and REFM program benefits if the individual is a full-time student of "higher education", unless such education is part of a cash assistance case plan. Any education or training allowable under an approved case plan must be less than one year in length. For the purposes of this rule, "higher education" means education that meets the requirements of one of the following subsections:
  - (a) Public and private universities and colleges and community colleges that offer degree programs regardless of whether a high school diploma is required for the program. However, GED, ABE, ESL, and high school equivalency programs at these institutions are not considered "higher education".
  - (b) Vocational, technical, business, and trade schools that normally require a high school diploma or equivalency certificate for enrollment in the curriculum or in a particular program at the institution. However, programs at those institutions that do not require the diploma or certificate are not considered "higher education".
- (4) *Eligibility* for REF and REFM program benefits is limited to the first eight months from the date the immigration status was granted. Months in the United States are counted as whole months. There is no prorating of months.

- (5) In the REF and REFM programs, if an individual was originally resettled in Oregon through the federal refugee resettlement process, then the individual must provide the name of the local resettlement agency that resettled them.

Statutory/Other Authority: ORS 409.050, 411.060, 411.070, 411.116, 411.121, 411.404, 412.049, 414.685

Statutes/Other Implemented: ORS 409.010, 409.050, 411.060, 411.070, 411.116, 411.121, 411.404, 411.878, 412.049, 414.685, 45 CFR 400

## Specific Requirements; REF, REFM

- (1) In addition to the *eligibility* (see OAR 461-001-0000) requirements in other rules in OAR chapter 461, an individual must meet all of the requirements in this rule to be eligible for the REF and REFM programs.
- (2) An individual must meet the alien status requirements of OAR 461-120-0125, except a *child* (see OAR 461-001-0000) born in the United States to an individual in the REF or REFM program meets the alien status requirements for the REF and REFM programs as long as each *parent* (see OAR 461-001-0000) in the *household group* (see OAR 461-110-0210) meets the alien status requirements of OAR 461-120-0125.
- (3) An individual is not eligible to receive REF and REFM program benefits if the individual is a full-time student of "higher education", unless such education is part of a cash assistance case plan. Any education or training allowable under an approved case plan must be less than one year in length. For the purposes of this rule, "higher education" means education that meets the requirements of one of the following subsections:
  - (a) Public and private universities and colleges and community colleges that offer degree programs regardless of whether a high school diploma is required for the program. However, GED, ABE, ESL, and high school equivalency programs at these institutions are not considered "higher education".
  - (b) Vocational, technical, business, and trade schools that normally require a high school diploma or equivalency certificate for enrollment in the curriculum or in a particular program at the institution. However, programs at those institutions that do not require the diploma or certificate are not considered "higher education".
- (4) *Eligibility* for REF and REFM program benefits is limited to the first eight months from the date the immigration status was granted. Months in the United States are counted as whole months. There is no prorating of months.

- (5) In the REF and REFM programs, if an individual was originally resettled in Oregon through the federal refugee resettlement process, then the individual must provide the name of the local resettlement agency that resettled them.

Statutory/Other Authority: ORS 409.050, 411.060, 411.070, 411.116, 411.121, 411.404, 412.049, 414.685

Statutes/Other Implemented: ORS 409.010, 409.050, 411.060, 411.070, 411.116, 411.121, 411.404, 411.878, 412.049, 414.685, 45 CFR 400

## Specific Requirements; REF, REFM

- (1) In addition to the *eligibility* (see OAR 461-001-0000) requirements in other rules in OAR chapter 461, an individual must meet all of the requirements in this rule to be eligible for the REF and REFM programs.
- (2) An individual must meet the alien status requirements of OAR 461-120-0125, except a *child* (see OAR 461-001-0000) born in the United States to an individual in the REF or REFM program meets the alien status requirements for the REF and REFM programs as long as each *parent* (see OAR 461-001-0000) in the *household group* (see OAR 461-110-0210) meets the alien status requirements of OAR 461-120-0125.
- (3) An individual is not eligible to receive REF and REFM program benefits if the individual is a full-time student of "higher education", unless such education is part of a cash assistance case plan. Any education or training allowable under an approved case plan must be less than one year in length. For the purposes of this rule, "higher education" means education that meets the requirements of one of the following subsections:
  - (a) Public and private universities and colleges and community colleges that offer degree programs regardless of whether a high school diploma is required for the program. However, GED, ABE, ESL, and high school equivalency programs at these institutions are not considered "higher education".
  - (b) Vocational, technical, business, and trade schools that normally require a high school diploma or equivalency certificate for enrollment in the curriculum or in a particular program at the institution. However, programs at those institutions that do not require the diploma or certificate are not considered "higher education".
- (4) *Eligibility* for REF and REFM program benefits is limited to the first eight months from the date the immigration status was granted. Months in the United States are counted as whole months. There is no prorating of months.
- (5) For an individual who meets the requirements of section (4) of this rule:

- (a) When the individual resides in Clackamas, Multnomah, or Washington County; and:
    - (A) Establishes a filing date prior to February 1, 2018; or reapplies for benefits and was previously enrolled in the Refugee Case Service Project (RCSP) program:
      - (i) The individual is not eligible to receive REF, REP, TANF, or TANF-related employment services through the Department.
      - (ii) To receive REF, REP, TANF, or TANF-related employment services, the individual is required to participate in the RCSP program. This individual is referred to the individual's local resettlement agency to be enrolled in the RCSP program and receives all other Department services through the individual's local Department office.
    - (B) Establishes a filing date on or after February 1, 2018 and was not previously enrolled in the RCSP program, the individual is not eligible to receive cash, case management, or employment services through the RCSP program.
  - (b) When the individual resides in a county other than Clackamas, Multnomah, and Washington, the RCSP program is not available. The individual is served at the individual's local Department office.
- (6) An individual who no longer meets the requirements of section (4) of this rule is no longer eligible to receive cash or case management services through the RCSP program. If this individual has been in the United States for more than eight months and less than 13 months, the individual is referred to the employment program that is available to RCSP participants through the contractor for employment services.
- (7) In the REF and REFM programs, if an individual was originally resettled in Oregon through the federal refugee resettlement process, then the individual must provide the name of the local resettlement agency that resettled them.

Statutory/Other Authority: ORS 409.050, 411.060, 411.070, 411.116,  
411.121, 411.404, 412.049, 414.685

Statutes/Other Implemented: ORS 409.010, 409.050, 411.060, 411.070,  
411.116, 411.121, 411.404, 411.878, 412.049, 414.685, 45 CFR 400

461-135-0900

Temporary Effective 2-01-18 through 6-30-18

Specific Requirements; REF, REFM

- (1) In addition to the *eligibility* (see OAR 461-001-0000) requirements in other rules in OAR chapter 461, an individual must meet all of the requirements in this rule to be eligible for the REF and REFM programs.
- (2) An individual must meet the alien status requirements of OAR 461-120-0125, except a *child* (see OAR 461-001-0000) born in the United States to an individual in the REF or REFM program meets the alien status requirements for the REF and REFM programs as long as each *parent* (see OAR 461-001-0000) in the *household group* (see OAR 461-110-0210) meets the alien status requirements of OAR 461-120-0125.
- (3) An individual is not eligible to receive REF and REFM program benefits if the individual is a full-time student of "higher education", unless such education is part of a cash assistance case plan. Any education or training allowable under an approved case plan must be less than one year in length. For the purposes of this rule, "higher education" means education that meets the requirements of one of the following subsections:
  - (a) Public and private universities and colleges and community colleges that offer degree programs regardless of whether a high school diploma is required for the program. However, GED, ABE, ESL, and high school equivalency programs at these institutions are not considered "higher education".
  - (b) Vocational, technical, business, and trade schools that normally require a high school diploma or equivalency certificate for enrollment in the curriculum or in a particular program at the institution. However, programs at those institutions that do not require the diploma or certificate are not considered "higher education".
- (4) *Eligibility* for REF and REFM program benefits is limited to the first eight months from the date the immigration status was granted. Months in the United States are counted as whole months. There is no prorating of months.
- (5) For an individual who meets the requirements of section (4) of this rule:

- (a) When the individual resides in Clackamas, Multnomah, or Washington County; and:
    - (A) Establishes a filing date prior to February 1, 2018; or reapplies for benefits and was previously enrolled in RCSP:
      - (i) The individual is not eligible to receive REF, REP, TANF, or TANF-related employment services through the Department.
      - (ii) To receive REF, REP, TANF, or TANF-related employment services, the individual is required to participate in the Refugee Case Service Project (RCSP) program. This individual is referred to the individual's local resettlement agency to be enrolled in the RCSP program and receives all other Department services through the individual's local Department office.
    - (B) Establishes a filing date on or after February 1, 2018 and was not previously enrolled in RCSP, the individual is not eligible to receive cash, case management, or employment services through the RCSP program.
  - (b) When the individual resides in a county other than Clackamas, Multnomah, and Washington, the RCSP program is not available. The individual is served at the individual's local Department office.
- (6) An individual who no longer meets the requirements of section (4) of this rule is no longer eligible to receive cash or case management services through the RCSP program. If this individual has been in the United States for more than eight months and less than 13 months, the individual is referred to the employment program that is available to RCSP participants through the contractor for employment services.
- (7) In the REF and REFM programs, if an individual was originally resettled in Oregon through the federal refugee resettlement process, then the individual must provide the name of the local resettlement agency that resettled them.

Statutory/Other Authority: ORS 409.050, 411.060, 411.070, 411.116,  
411.121, 411.404, 412.049, 414.685

Statutes/Other Implemented: ORS 409.010, 409.050, 411.060, 411.070,  
411.116, 411.121, 411.404, 411.878, 412.049, 414.685, 45 CFR 400

## Specific Requirements; REF, REFM

- (1) In addition to the *eligibility* (see OAR 461-001-0000) requirements in other rules in OAR chapter 461, an individual must meet all of the requirements in this rule to be eligible for the REF and REFM programs.
- (2) An individual must meet the alien status requirements of OAR 461-120-0125, except a *child* (see OAR 461-001-0000) born in the United States to an individual in the REF or REFM program meets the alien status requirements for the REF and REFM programs as long as each *parent* (see OAR 461-001-0000) in the *household group* (see OAR 461-110-0210) meets the alien status requirements of OAR 461-120-0125.
- (3) An individual is not eligible to receive REF and REFM program benefits if the individual is a full-time student of "higher education", unless such education is part of a cash assistance case plan. Any education or training allowable under an approved case plan must be less than one year in length. For the purposes of this rule, "higher education" means education that meets the requirements of one of the following subsections:
  - (a) Public and private universities and colleges and community colleges that offer degree programs regardless of whether a high school diploma is required for the program. However, GED, ABE, ESL, and high school equivalency programs at these institutions are not considered "higher education".
  - (b) Vocational, technical, business, and trade schools that normally require a high school diploma or equivalency certificate for enrollment in the curriculum or in a particular program at the institution. However, programs at those institutions that do not require the diploma or certificate are not considered "higher education".
- (4) *Eligibility* for REF and REFM program benefits is limited to the first eight months in the United States:
  - (a) For an individual who meets the alien status requirements of OAR 461-120-0125(5)(a), (c), (d), or (e), the month that the individual enters the U.S. counts as the first month.

- (b) For an individual who meets the alien status requirements of OAR 461-120-0125(5)(b), (f), or (g), the month that the individual was granted the individual's status counts as the first month.
- (c) For an individual who meets the alien status requirements of OAR 461-120-0125(5)(h):
  - (A) If the individual enters the U.S. with the special immigrant status, the month that the individual enters the U.S. counts as the first month.
  - (B) If the individual is granted special immigrant status after the individual has already entered the U.S., then the month in which the special immigrant status was granted counts as the first month.
- (d) Months in the United States are counted as whole months. There is no prorating of months, except as described in OAR 461-193-0320.
- (5) For an individual who meets the requirements of section (4) of this rule:
  - (a) When the individual resides in Clackamas, Multnomah, or Washington County:
    - (A) The individual is not eligible to receive REF, TANF, or TANF-related employment services through the Department. To receive benefits, the individual is required to participate in the Refugee Case Service Project (RCSP) program. This individual is referred to the individual's local resettlement agency to be enrolled in the RCSP program and receives all other Department services through the individual's local Department office.
    - (B) An individual who no longer meets the requirements of section (4) of this rule is no longer eligible to receive cash or case management services through the RCSP program. If this individual has been in the United States for 12 months or less, the individual is referred to the employment program

that is available to RCSP participants through the contractor for employment services.

- (b) When the individual resides in a county other than Clackamas, Multnomah, and Washington, the RCSP program is not available. The individual is served at the individual's local Department office.
- (6) For REF and REFM, if an individual was originally resettled in Oregon through the federal refugee resettlement process, then the individual must provide the name of the local resettlement agency that resettled them.

Stat. Auth.: ORS 409.050, 411.060, 411.070, 411.404, 412.049, 414.685  
Stats. Implemented: ORS 409.010, 409.050, 411.060, 411.070, 411.404, 411.878, 412.049, 414.685

## Specific Requirements; REF, REFM

- (1) In addition to the *eligibility* (see OAR 461-001-0000) requirements in other rules in OAR chapter 461, an individual must meet all of the requirements in this rule to be eligible for the REF and REFM programs.
- (2) An individual must meet the alien status requirements of OAR 461-120-0125, except a *child* (see OAR 461-001-0000) born in the United States to an individual in the REF or REFM program meets the alien status requirements for the REF and REFM programs as long as each *parent* (see OAR 461-001-0000) in the *household group* (see OAR 461-110-0210) meets the alien status requirements of OAR 461-120-0125.
- (3) An individual is not eligible to receive REF and REFM program benefits if the individual is a full-time student of "higher education", unless such education is part of a cash assistance case plan. Any education or training allowable under an approved case plan must be less than one year in length. For the purposes of this rule, "higher education" means education that meets the requirements of one of the following subsections:
  - (a) Public and private universities and colleges and community colleges that offer degree programs regardless of whether a high school diploma is required for the program. However, GED, ABE, ESL, and high school equivalency programs at these institutions are not considered "higher education".
  - (b) Vocational, technical, business, and trade schools that normally require a high school diploma or equivalency certificate for enrollment in the curriculum or in a particular program at the institution. However, programs at those institutions that do not require the diploma or certificate are not considered "higher education".
- (4) *Eligibility* for REF and REFM program benefits is limited to the first eight months in the United States:
  - (a) For an individual who meets the alien status requirements of OAR 461-120-0125(8)(a), (c), (d), or (e), the month that the individual enters the U.S. counts as the first month.

- (b) For an individual who meets the alien status requirements of OAR 461-120-0125(8)(b), (f), or (g), the month that the individual was granted the individual's status counts as the first month.
- (c) For an individual who meets the alien status requirements of OAR 461-120-0125(8)(h):
  - (A) If the individual enters the U.S. with the special immigrant status, the month that the individual enters the U.S. counts as the first month.
  - (B) If the individual is granted special immigrant status after the individual has already entered the U.S., then the month in which the special immigrant status was granted counts as the first month.
- (d) Months in the United States are counted as whole months. There is no prorating of months, except as described in OAR 461-193-0320.
- (5) For an individual who meets the requirements of section (4) of this rule:
  - (a) When the individual resides in Clackamas, Multnomah, or Washington County:
    - (A) The individual is not eligible to receive REF, TANF, or TANF-related employment services through the Department. To receive benefits, the individual is required to participate in the Refugee Case Service Project (RCSP) program. This individual is referred to the individual's local resettlement agency to be enrolled in the RCSP program and receives all other Department services through the individual's local Department office.
    - (B) An individual who no longer meets the requirements of section (4) of this rule is no longer eligible to receive cash or case management services through the RCSP program. If this individual has been in the United States for 12 months or less, the individual is referred to the New Arrival

Employment Services (NAES) program contractor for employment services.

- (b) When the individual resides in a county other than Clackamas, Multnomah, and Washington, the RCSP program is not available. The individual is served at the individual's local Department office.
- (6) Except for QMB, *eligibility* for all Medicaid and CHIP programs must be determined prior to determining *eligibility* for the REFM program.
- (7) *Eligibility* for the TANF program must be determined prior to the REF program.
- (8) An individual in the REF program may not participate in the Pre-TANF program.
- (9) An REFM *benefit group* (see OAR 461-110-0750) may continue to receive REFM for the remainder of the eight months, as stated in (4) of this rule, if:
  - (a) A newborn is born to a *benefit group* member while the *benefit group* member was receiving REFM; and
  - (b) The *benefit group* applied for OCCS Medical and was denied.

Stat. Auth.: ORS 409.050, 411.060, 411.070, 411.404, 412.049, 414.685  
Stats. Implemented: ORS 409.010, 409.050, 411.060, 411.070, 411.404, 411.878, 412.049, 414.685

- (1) In addition to the *eligibility* (see OAR 461-001-0000) requirements in other rules in OAR chapter 461, an individual must meet all of the requirements in this rule to be eligible for the REF and REFM programs.
- (2) An individual must meet the alien status requirements of OAR 461-120-0125, except a *child* (see OAR 461-001-0000) born in the United States to an individual in the REF or REFM program meets the alien status requirements for the REF and REFM programs as long as each *parent* (see OAR 461-001-0000) in the *household group* (see OAR 461-110-0210) meets the alien status requirements of OAR 461-120-0125.
- (3) An individual is not eligible to receive REF and REFM program benefits if the individual is a full-time student of "higher education", unless such education is part of a cash assistance case plan. Any education or training allowable under an approved case plan must be less than one year in length. For the purposes of this rule, "higher education" means education that meets the requirements of one of the following subsections:
  - (a) Public and private universities and colleges and community colleges that offer degree programs regardless of whether a high school diploma is required for the program. However, GED, ABE, ESL, and high school equivalency programs at these institutions are not considered "higher education".
  - (b) Vocational, technical, business, and trade schools that normally require a high school diploma or equivalency certificate for enrollment in the curriculum or in a particular program at the institution. However, programs at those institutions that do not require the diploma or certificate are not considered "higher education".
- (4) *Eligibility* for REF and REFM program benefits is limited to the first eight months in the United States:
  - (a) For an individual who meets the alien status requirements of OAR 461-120-0125(6)(a), (c), (d), or (e), the month that the individual enters the U.S. counts as the first month.

- (b) For an individual who meets the alien status requirements of OAR 461-120-0125(6)(b), (f), or (g), the month that the individual was granted the individual's status counts as the first month.
- (c) For an individual who meets the alien status requirements of OAR 461-120-0125(6)(h):
  - (A) If the individual enters the U.S. with the special immigrant status, the month that the individual enters the U.S. counts as the first month.
  - (B) If the individual is granted special immigrant status after the individual has already entered the U.S., then the month in which the special immigrant status was granted counts as the first month.
- (d) Months in the United States are counted as whole months. There is no prorating of months, except as described in OAR 461-193-0320.
- (5) For an individual who meets the requirements of section (4) of this rule:
  - (a) When the individual resides in Clackamas, Multnomah, or Washington County:
    - (A) The individual is not eligible to receive REF, TANF, or TANF-related employment services through the Department. To receive benefits, the individual is required to participate in the Refugee Case Service Project (RCSP) program. This individual is referred to the individual's local resettlement agency to be enrolled in the RCSP program and receives all other Department services through the individual's local Department office.
    - (B) An individual who no longer meets the requirements of section (4) of this rule is no longer eligible to receive cash or case management services through the RCSP program. If this individual has been in the United States for 12 months or less, the individual is referred to the New Arrival

Employment Services (NAES) program contractor for employment services.

- (b) When the individual resides in a county other than Clackamas, Multnomah, and Washington, the RCSP program is not available. The individual is served at the individual's local Department office.
- (6) Except for QMB, *eligibility* for all Medicaid and CHIP programs must be determined prior to determining *eligibility* for the REFM program.
- (7) *Eligibility* for the TANF program must be determined prior to the REF program.
- (8) An individual in the REF program may not participate in the Pre-TANF program.
- (9) An REFM *benefit group* (see OAR 461-110-0750) may continue to receive REFM for the remainder of the eight months, as stated in (4) of this rule, if:
  - (a) A newborn is born to a *benefit group* member while the *benefit group* member was receiving REFM; and
  - (b) The *benefit group* applied for OCCS Medical and was denied.

Stat. Auth.: ORS 409.050, 411.060, 411.070, 411.404, 412.049, 414.685  
Stats. Implemented: ORS 409.010, 409.050, 411.060, 411.070, 411.404, 411.878, 412.049, 414.685

- (1) In addition to the eligibility requirements in other rules in Chapter 461 of the Oregon Administrative Rules, an individual must meet all of the requirements in this rule to be eligible for the REF and REFM programs.
- (2) An individual must meet the alien status requirements of OAR 461-120-0125, except a *child* (see OAR 461-001-0000) born in the United States to an REF or REFM program client meets the alien status requirements for the REF and REFM programs as long as each *parent* (see OAR 461-001-0000) in the *household group* (see OAR 461-110-0210) meets the alien status requirements of OAR 461-120-0125.
- (3) An individual is not eligible to receive REF and REFM program benefits if the individual is a full-time student of *higher education*, unless such education is part of a cash assistance case plan. Any education or training allowable under an approved case plan must be less than one year in length. For the purposes of this rule, "higher education" means education that meets the requirements of one of the following subsections:
  - (a) Public and private universities and colleges and community colleges that offer degree programs regardless of whether a high school diploma is required for the program. However, GED, ABE, ESL, and high school equivalency programs at these institutions are not considered higher education.
  - (b) Vocational, technical, business, and trade schools that normally require a high school diploma or equivalency certificate for enrollment in the curriculum or in a particular program at the institution. However, programs at those institutions that do not require the diploma or certificate are not considered higher education.
- (4) Eligibility for REF and REFM program benefits is limited to the first eight months in the United States:

- (a) For an individual who meets the alien status requirements of OAR 461-120-0125(8)(a), (c), (d), or (e), the month that the individual enters the U.S. counts as the first month.
- (b) For an individual who meets the alien status requirements of OAR 461-120-0125(8)(b), (f), or (g), the month that the individual was granted the individual's status counts as the first month.
- (c) For an individual who meets the alien status requirements of OAR 461-120-0125(8)(h):
  - (A) If the individual enters the U.S. with the special immigrant status, the month that the individual enters the U.S. counts as the first month.
  - (B) If the individual is granted special immigrant status after they have already entered the U.S., then the month in which the special immigrant status was granted counts as the first month.
- (d) Months in the United States are counted as whole months. There is no prorating of months, except as described in OAR 461-193-0320.
- (5) For an individual who meets the requirements of section (4) of this rule:
  - (a) When the individual resides in Clackamas, Multnomah, or Washington counties:
    - (A) The individual is not eligible to receive REF, TANF, or TANF-related employment services through the Department. To receive benefits, the individual is required to participate in the Refugee Case Service Project (RCSP) program. This individual is referred to their local resettlement agency to be enrolled in the RCSP program and receives all other Department services through the individual's local Department office.

- (B) An individual who no longer meets the requirements of section (4) of this rule is no longer eligible to receive cash or case management services through the RCSP program. If this individual has been in the United States for 12 months or less, the individual is referred to the New Arrival Employment Services (NAES) program contractor for employment services.
- (b) When the individual resides in counties other than Clackamas, Multnomah, and Washington, the RCSP program is not available. The individual is served at the individual's local Department office.
- (6) Except for QMB, eligibility for all Medicaid and CHIP programs must be determined prior to determining eligibility for the REFM program.
- (7) Eligibility for the TANF program must be determined prior to the REF program.
- (8) An REF program client may not participate in the Pre-TANF program.

Stat. Auth.: ORS 409.050, 411.060, 411.404, 412.049

Stats. Implemented: ORS 409.010, 411.060, 411.404, 412.049

This website displays unofficial previous administrative rule versions with an effective date of January 1, 2014 and after. For earlier administrative rule versions, submit a public records request to the [Secretary of State public records request website](#).