

**461-135-0070**  
**Specific Requirements; TANF**

**Effective 8-31-23**

- (1) To be eligible for TANF program benefits:
  - (a) An individual must be one of the following:
    - (A) *A dependent child* (see OAR [461-001-0000](#)). However, a *dependent child* for whom foster care payments are made is not eligible while the payments are being made for the *dependent child*.
    - (B) *A caretaker relative* (see OAR [461-001-0000](#)) of an eligible *dependent child* when the *caretaker relative*:
      - (i) Is receiving TANF program benefits for the *dependent child*, or
      - (ii) Is applying for TANF program benefits for the *dependent child*.
    - (C) *A caretaker relative* of a *dependent child*, when the *dependent child* is ineligible for TANF program benefits because of one of the following reasons:
      - (i) The child is receiving Supplemental Security Income (SSI).
      - (ii) The child is in foster care, but is expected to return home within 30 days.
    - (D) *A parent* (see OAR [461-001-0000](#)) of an unborn, as follows:
      - (i) For the TANF program, any *parent* whose only child is an unborn child once the pregnancy has reached the calendar month before the month in which the due date falls.

- (ii) For the TANF program, the *parent* of an unborn child, if there is another *dependent child* in the filing group.
  - (b) The TANF program monthly benefit amount determined under OAR [461-160-0100](#) must be \$10 or greater.
- (2) Members of The Klamath Tribes may apply for either The Klamath Tribes TANF program or the ODHS TANF program.
- (a) A Level 1 or Level 2 Klamath Tribes TANF program benefit disqualification does not establish an ODHS TANF program disqualification.
  - (b) For families whose Klamath Tribes TANF program benefits have been closed due to failure to comply with program requirements:
    - (A) The Klamath Tribes TANF program shall decide if the family may receive TANF from the ODHS TANF program (if eligible under Chapter 461).
    - (B) If the Klamath Tribes TANF program decides the family may receive TANF from ODHS, the ODHS TANF benefits shall be initially approved with no ODHS TANF program disqualification.
- (3) For the Confederated Tribes of Siletz Indians of Oregon, a family is ineligible for ODHS TANF program benefits if all of the following subsections apply to the family:
- (a) A *parent, caretaker relative*, or child is a member of The Confederated Tribes of Siletz Indians of Oregon and lives in one of the eleven service area counties: Benton, Clackamas, Lane, Lincoln, Linn, Marion, Multnomah, Polk, Tillamook, Washington, or Yamhill counties.
  - (b) The family includes members who are living in the same household and at least one of the following paragraphs applies:

- (A) A two-parent family with one enrolled Siletz Tribal member with a shared *dependent child*.
  - (B) A single-parent family with one enrolled Siletz Tribal member.
  - (C) A non-needy *caretaker relative* or essential person with one enrolled Siletz Tribal member who is a minor.
  - (D) A pregnant enrolled Siletz Tribal member in their eighth month of pregnancy.
- (c) The family is eligible for The Confederated Tribes of Siletz Indians of Oregon TANF program or would be eligible for the Siletz Tribes TANF program if not for the failure of the family to cooperate with Siletz TANF program requirements.
- (4) If a *parent* or *caretaker relative* covered by section (3) of this rule fails to follow through with a Department referral to The Confederated Tribes of Siletz Indians of Oregon TANF program, the entire filing group is ineligible for ODHS TANF program benefits.
- (5) Notwithstanding sections (3) and (4) of this rule, a family who requests to apply for TANF through the ODHS TANF program rather than The Confederated Tribes of Siletz Indians TANF program due to a safety concern is not ineligible for ODHS TANF program benefits.

Statutory/Other Authority: ORS [409.050](#), [411.060](#), [411.070](#), [411.400](#), [411.404](#), [412.006](#), [412.016](#), [412.049](#), [412.124](#)

Statutes/Other Implemented: ORS [409.010](#), [411.060](#), [411.070](#), [411.400](#), [411.404](#), [412.006](#), [412.016](#), [412.049](#), [412.064](#), [412.124](#)

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