

Categorical Eligibility for SNAP

- (1) Individuals and categorical eligibility.
 - (a) Except as provided under section (c) of this section, an individual is categorically eligible for SNAP benefits:
 - (A) Under original Categorical Eligibility (CE) regulations:
 - (i) When they receive or are authorized to receive, and qualify for, Temporary Assistance to Needy Families (TANF) cash assistance,
 - (ii) When they receive or are authorized to receive General Assistance (GA), or
 - (iii) When they receive or are authorized to receive Supplemental Security Income (SSI).
 - (B) Under Expanded Categorical Eligibility (ECE) regulations:
 - (i) When deemed to be receiving SSI under Section 1619(a) or 1619(b) of the Social Security Act (42 U.S.C. 1382h(a) or (b)); or
 - (ii) When they receive or are authorized to receive cash, in-kind benefits, or services either under Title IV-A of the Social Security Act or by the state as part of the TANF maintenance of effort:
 - (I) Employment Related Day Care (ERDC) under the Department of Early Learning and Care (DELC); or
 - (II) TANF-related programs: Pre-TANF, TA-DVS, TANF-JOBS Plus, Housing Stabilization Program through Housing and Community Services, and Employment Payments.

- (b) For the purposes of categorical eligibility, every individual *filing group* (see OAR [461-110-0370](#)) member:
 - (A) Of ERDC and TA-DVS programs are considered receiving the benefits of the program.
 - (B) Eligible for transition services or the TA-DVS program is considered receiving benefits for the entire period of eligibility even if benefits are not received during each month of that period.
- (c) The following individuals shall not be categorically eligible for SNAP benefits:
 - (A) Those disqualified from receiving SNAP benefits because of an established intentional program violation under OAR [461-195-0611](#).
 - (B) The *primary person* (see OAR [461-001-0015](#)) disqualified from receiving SNAP benefits for failure to comply with a SNAP employment and training requirement under OAR [461-130-0315](#).

(2) *Filing group* and categorical eligibility.

- (a) Except as provided under subsections (b) and (c) of this section, a *filing group* is categorically eligible for SNAP benefits:
 - (A) Under CE when all members of the *filing group* meet the CE provisions under paragraph (1)(a)(A) of this rule;
 - (B) Under ECE when one of the following is met:
 - (i) All members meet the ECE provisions under paragraph (1)(a)(B) of this rule, or
 - (ii) All members meet either CE or ECE provisions under subsection (1)(a) of this rule with at least one member meeting CE provisions and at least one meeting ECE provisions.

- (C) Under Broad-Based Categorical Eligibility (BBCE) when at least one member meets neither CE nor ECE provisions, but the *filing group* meets all of the following:
 - (i) Has received, or will receive upon approval, the pamphlet about Information and Referral Services. The receipt of the Information and Referral services pamphlet by one member of the *filing group* is considered received by the entire group.
 - (ii) The *countable income* (see OAR [461-140-0010](#)) is less than 200 percent of the federal poverty level (see OAR [461-155-0180](#)). If there are *filing group* members who are ineligible or disqualified for SNAP (see OAR [461-160-0410](#)), to determine categorical eligibility, *countable income* without proration is compared to the federal poverty level for the number in the *filing group*.
 - (iii) The *filing group* has liquid assets from lottery or gambling winnings less than the resource limit listed in OAR [461-160-0015](#)(6)(a). For the purposes of this rule, liquid assets are assets that are easily accessible and do not need to be sold to access their value.
- (b) A *filing group* shall not be categorically eligible for SNAP benefits when a member of the *filing group* is not categorically eligible.
- (c) A *filing group* that loses SNAP benefit *eligibility* (see OAR [461-001-0000](#)) due to lottery or gambling winnings (see OAR [461-140-0263](#)) is not eligible for SNAP benefits, or to have SNAP *eligibility* determined using categorical eligibility, until they meet financial *eligibility* under the following SNAP financial *eligibility* resource and income requirements (see OAR [461-160-0400](#)):
 - (A) Resources must be below the resource limit set under OAR [461-160-0015](#),

- (B) *Countable income* (see OARs [461-001-0000](#) and [461-140-0010](#)) must be below the *countable income* limit set at 130 percent of the federal poverty level under OAR [461-155-0180](#), except for a *financial group* (see OAR [461-110-0530](#)) that includes an individual who is *elderly* (see OAR [461-001-0015](#)) or has a *disability* (see OAR [461-001-0015](#)), and
 - (C) *Adjusted income* (see OAR [461-001-0000](#)) must be below the *adjusted income* limit set at 100 percent of the federal poverty level under OAR [461-155-0180](#).
 - (D) This provision applies to all types of categorical eligibility.
 - (E) After a *filing group* regains *eligibility* for SNAP under this subsection, future *eligibility* may be determined using categorical eligibility.
- (3) When a *filing group* contains both members who are categorically eligible for SNAP benefits and those who are not, a resource owned in whole or in part by a categorically eligible member is excluded.
- (4) Presumed eligibility.
 - (a) If verified in a public assistance or medical assistance program, an individual found categorically eligible for the SNAP program is presumed to meet the following eligibility requirements, unless questionable:
 - (A) Social security number,
 - (B) U.S. Citizenship and Immigration Services sponsorship information, and
 - (C) Oregon residency.
 - (b) A *filing group* found categorically eligible for the SNAP program is presumed to meet the following financial *eligibility* resource and income requirements (see OAR [461-160-0400](#)):

- (A) Resource limit,
- (B) *Countable income* limit, and
- (C) *Adjusted income* limit.

Statutory/Other Authority: ORS [411.816](#)

Statutes/Other Implemented: ORS [411.816](#), 7 CFR 273.11

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