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PERMANENT ADMINISTRATIVE RULES

Oregon Health Authority, Health Systems Division:
Medical Assistance Programs

410

Agency and Division

Administrative Rules Chapter Number

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RULE CAPTION

Income Eligibility Guidelines for OCCS Medical Programs

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RULEMAKING ACTION

ADOPT:

AMEND: 410-200-0315

REPEAL: 410-200-0315 (T)

RENUMBER:

AMEND & RENUMBER:

Stat. Auth.: ORS 411.402, 411.404, 413.042, 414.534

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410-200-0315

Standards and Determining Income Eligibility

(1) *MAGI-based income* not specifically excluded is countable, and its value is used in determining the eligibility and benefit level of an *applicant* or *beneficiary*.

(2) *MAGI-based income* is considered available on the date it is received or the date a member of the *household group* has a legal right to the payment and the legal ability to make it available, whichever is earlier, except as follows:

(a) Income usually paid monthly or on some other regular payment schedule is considered available on the regular payment date if the date of payment is changed because of a holiday or weekend;

(b) Income withheld or diverted at the request of an individual is considered available on the date the income would have been paid without the withholding or diversion;

(c) An advance or draw of earned income is considered available on the date it is received.

(3) In determining financial eligibility for each *applicant*, the sum of the *budget month MAGI-based income* of all *household group* members is combined and compared to the applicable income standard for the *family size*. If the income is at or below the *MAGI income standard*, the individual meets the financial eligibility requirements. Except as provided in section (4) (a), if income exceeds the *MAGI income standard*, the individual is ineligible.

(4) This section applies to MAGI Medicaid/CHIP programs:

(a) If an individual is ineligible for MAGI Medicaid based solely on income and would otherwise be eligible for MAGI CHIP or be referred to the Exchange for *APTC*, a disregard equivalent to five percentage points of the *federal poverty level* for the applicable *family size* shall be applied to the *household group's* income. If the resulting amount is below the income standard for the applicable program and *family size*, the individual meets the financial eligibility requirements in the following programs:

(A) The MAGI Parent or Other Caretaker Relative Program;

(B) The MAGI Child Program;

(C) The MAGI Adult Program; and

(D) The MAGI Pregnant Woman Program;

(b) If an individual is ineligible for MAGI CHIP based solely on income and would otherwise be referred to the Exchange for *APTC*, a disregard equivalent to five percentage points of the *federal poverty level* for the applicable *family size* shall be applied to the *household group's* income. If the resulting amount is below the income standard for the applicable program and *family size*, the individual meets the financial eligibility requirements in the MAGI CHIP;

(c) The *MAGI income standard* for the MAGI Parent or Other Caretaker-Relative program is set as follows:

<i>Family size</i>	Standard	Income Standard + 5% FPL Disregard
1	\$399	\$449
2	515	582
3	611	695
4	747	849
5	872	991
6	998	1134
7	1,114	1,268
8	1,230	1,401
9	1,321	1,509
10	1,456	1,662
11	1,592	1,815
12	1,728	1,968
13	1,864	2,122
14	2,000	2,275
15	2,136	2,428
16	2,272	2,582

17	2,408	2,735
18	2,544	2,888
19	2,680	3,042
20	2,816	3,195
+1	+136	+154

(d) Effective March 1, 2016, the *MAGI income standard* for the MAGI Child Program and the MAGI Adult Program is set at 133 percent of the *FPL* as follows. If an individual's *household group* income exceeds the income standard for their *family size*, the appropriate disregard for their *family size* described in section (4) (a) shall be applied:

Family size Standard 133% Income Standard

	2016 FPL	+ 5% FPL
	Disregard	
1	\$1,317	\$1,367
2	1,776	1,843
3	2,235	2,319
4	2,694	2,795
5	3,153	3,271
6	3,611	3,747
7	4,071	4,224
8	4,532	4,703
9	4,994	5,181
10	5,455	5,660
11	5,916	6,138
12	6,377	6,616
13	6,838	7,095
14	7,299	7,573
15	7,760	8,052
16	8,221	8,530
17	8,682	9,008
18	9,143	9,487
19	9,604	9,965

20	10,065	10,444
+1	462	479

(e) Effective March 1, 2016, the *MAGI income standard* for the MAGI Pregnant Woman Program and for MAGI Child Program recipients under age one is set at 185 percent *FPL*. If an individual's *household group* income exceeds the income standard for their *family size*, the appropriate disregard for their *family size* described in section (4) (a) shall be applied:

<i>Family size</i>	Standard 185% Income	
	2016 FPL	Standard + 5% FPL Disregard
1	\$1,832	\$1,881
2	2,470	2,537
3	3,108	3,192
4	3,747	3,848
5	4,385	4,503
6	5,023	5,159
7	5,663	5,816
8	6,304	6,475
9	6,946	7,133
10	7,587	7,792
11	8,228	8,451
12	8,870	9,109
13	9,511	9,768
14	10,152	10,427
15	10,794	11,085
16	11,435	11,744
17	12,076	12,403
18	12,718	13,061
19	13,359	13,720
20	14,000	14,379
+1	642	659

(f) Effective March 1, 2016, the *MAGI income standard* for the MAGI CHIP program is set through 300 percent of *FPL* as follows. If a *child's household group* income exceeds the income standard for their *family size*, and the *child* would be otherwise ineligible for MAGI CHIP, the appropriate disregard for their *family size* described in section (5) (a) (B) shall be applied:

<i>Family size</i>	Standard 300% 2016 FPL	Income Standard + 5% FPL Disregard
1	\$2,970	\$3,020
2	4,005	4,072
3	5,040	5,124
4	6,075	6,177
5	7,110	7,229
6	8,145	8,281
7	9,183	9,336
8	10,223	10,393
9	11,263	11,451
10	12,303	12,508
11	13,343	13,565
12	14,383	14,623
13	15,423	15,680
14	16,463	16,737
15	17,503	17,795
16	18,543	18,852
17	19,583	19,909
18	20,623	20,967
19	21,663	22,024
20	22,703	23,081
+1	1,040	1,058

(g) When the Department makes an *ELE* determination and the *child* meets all MAGI CHIP or MAGI Child Program nonfinancial eligibility requirements, the household size determined by the Department is used to determine eligibility regardless of the *family size*. The countable

income of the household is determined by the *ELA*. A *child* is deemed eligible for MAGI CHIP or MAGI Child Program as follows:

(A) Effective March 1, 2016, if the *MAGI-based income* of the *household group* is below 163 percent of the 2016 *federal poverty level* as listed below, the Department deems the *child* eligible for the MAGI Child Program;

Household Size	Standard 163% 2016 FPL
1	\$1,614
2	2,177
3	2,739
4	3,301
5	3,864
6	4,426
7	4,990
8	5,555
9	6,120
10	6,685
+1	566

(B) If the *MAGI-based income* of the *household group* is at or above 163 percent of the *FPL* through 300 percent of the *FPL* as listed in section (4) (f) of this rule, the *Agency* deems the *child* eligible for MAGI CHIP.

Stat. Auth.: ORS 411.402, 411.404, 413.042

Stats. Implemented: ORS 411.400, 411.402, 411.404, 411.406, 411.439, 411.443, 413.032, 414.025, 414.231, 411.447, 414.706

2016 Oregon Health Authority Medical Programs - effective March 1, 2016

Family Size	Parents & Other Caretaker Relatives (PCR)		MAGI Child (age 1 - under 19) (CMO) / MAGI Adult (AMO)		MAGI Child (under age 1) (CMO) / MAGI Pregnant Woman (PWO)		MAGI CHIP (C21)	
	Standard	Standard + 5% FPL Disregard	Standard (133%)	Income Standard + 5% FPL Disregard (138%)	Standard (185%)	Standard after adding Disregard (190%)	Standard (300%)	Standard after adding Disregard (305%)
1	\$399	\$449	\$1,317	\$1,367	\$1,832	\$1,881	\$2,970	\$3,020
2	\$515	\$582	\$1,776	\$1,843	\$2,470	\$2,537	\$4,005	\$4,072
3	\$611	\$695	\$2,235	\$2,319	\$3,108	\$3,192	\$5,040	\$5,124
4	\$747	\$849	\$2,694	\$2,795	\$3,747	\$3,848	\$6,075	\$6,177
5	\$872	\$991	\$3,153	\$3,271	\$4,385	\$4,503	\$7,110	\$7,229
6	\$998	\$1,134	\$3,611	\$3,747	\$5,023	\$5,159	\$8,145	\$8,281
7	\$1,114	\$1,268	\$4,071	\$4,224	\$5,663	\$5,816	\$9,183	\$9,336
8	\$1,230	\$1,401	\$4,532	\$4,703	\$6,304	\$6,475	\$10,223	\$10,393
9	\$1,321	\$1,509	\$4,994	\$5,181	\$6,946	\$7,133	\$11,263	\$11,451
10	\$1,456	\$1,662	\$5,455	\$5,660	\$7,587	\$7,792	\$12,303	\$12,508
11	\$1,592	\$1,815	\$5,916	\$6,138	\$8,228	\$8,451	\$13,343	\$13,565
12	\$1,728	\$1,968	\$6,377	\$6,616	\$8,870	\$9,109	\$14,383	\$14,623
13	\$1,864	\$2,122	\$6,838	\$7,095	\$9,511	\$9,768	\$15,423	\$15,680
14	\$2,000	\$2,275	\$7,299	\$7,573	\$10,152	\$10,427	\$16,463	\$16,737
15	\$2,136	\$2,428	\$7,760	\$8,052	\$10,794	\$11,085	\$17,503	\$17,795
16	\$2,272	\$2,582	\$8,221	\$8,530	\$11,435	\$11,744	\$18,543	\$18,852
17	\$2,408	\$2,735	\$8,682	\$9,008	\$12,076	\$12,403	\$19,583	\$19,909
18	\$2,544	\$2,888	\$9,143	\$9,487	\$12,718	\$13,061	\$20,623	\$20,967
19	\$2,680	\$3,042	\$9,604	\$9,965	\$13,359	\$13,720	\$21,663	\$22,024
20	\$2,816	\$3,195	\$10,065	\$10,444	\$14,000	\$14,379	\$22,703	\$23,081
Each additional person add	136	154	462	479	642	659	1,040	1,058

Family Size	2015 Annual Standard (100%)
1	\$11,770
2	15,930
3	20,090
4	24,250
5	28,410
6	32,570
7	36,730
8	40,890
9	45,050
10	49,210
11	53,370
12	57,530
13	61,690
14	65,850
15	70,010
16	74,170
17	78,330
18	82,490
19	86,650
20	90,810
Each additional person add	4,160