

D. Eligibility Determination Groups

Household group

People are considered in the same household when they share their dwelling, i.e., live together in the same house; share the same address; or share sleeping, bathroom and kitchen facilities that are not in a commercial establishment providing room and board or both for fair market value compensation. They are in the same household if they state that they intend to reside in the household, i.e., this is their primary residence.

Additionally, adults are considered in the same household even if:

- An individual is gone for 30 days or more due to employment. For example: they are gone looking for work outside the area of their residence, or their employment takes them out of their residence. Other possibilities include long-haul truck driving, fishing or active duty in the U.S. Armed Forces normally takes an individual out of their household for a period of time;
- An individual is in an acute care medical facility that is not considered long-term care;
- An individual gone for 30 days or more due to days to care for an emergent need of an individual related to illness, injury or death;
- An individual is gone for 30 days or more due to education or training;
- An individual is gone for up to 90 days while in a residential alcohol or drug treatment facility;
- One is gone for up to 60 days due to the regulations of a domestic violence shelter or other circumstances beyond the individual's control.

Remember, the department may extend the absence time period for 30 days if the department receives sufficient information to assure that the absent individual will return within the extension period.

Household Group Rule

[461-110-0210](tel:461-110-0210) — Household Group

The following people are considered living in a public institution; therefore, they are not household members and are not eligible for benefits:

- Individuals who are involuntarily confined to a public institution, such as: jail, prison, penitentiary or juvenile detention center;

- Individuals temporarily released from a public institution to perform court-imposed community service work;
- Individuals on short-term leave (less than 30 days) from a public institution;
- Individuals released from a public institution for the sole purpose of obtaining medical care.

Eligibility for Inmates and Residents of State Hospitals Rule

[461-135-0950](#) — Eligibility for Inmates and Residents of State Hospitals

Filing group

The filing group is the people from the household group whose circumstances are considered in the eligibility determination process. The filing group consists of people from the household group who choose to apply for benefits and who meet nonfinancial eligibility requirements, AND people who must apply for benefits because of their relationship to those people.

If the filing group does not include at least one applicant who meets all nonfinancial eligibility requirements, the group is ineligible.

In the REF and REFM programs, the filing group consists of a single adult refugee with no dependent children in the household or a legally married couple who have no dependent children in the household. An adult is an individual who is at least 18 years of age and is not a dependent child in a TANF filing group.

Unlike TANF, an unborn child does not connect two single adults together in a filing group. When a REF filing group contains a single pregnant female, remember to revisit eligibility for TANF once the pregnancy has reached the month prior to the due date month or in cases involving TA-DVS. If she is receiving REFM, remember to have her revisit Medicaid eligibility as soon as you become aware. If she is determined ineligible for Medicaid, she may continue to receive REFM until the end of the eight months.

Filing Group; Overview Rule

[461-110-0310](#) — Filing Group; Overview

Filing Group; REF, REFM Rule

[461-110-0430](#) — Filing Group; REF, REFM

NOTE



A reunification: when a refugee arrives in the U.S. and joins with a spouse (or parent of a common child in the household group) who previously resettled in the U.S.

Example: *A refugee family of six – mom, dad and four children ages 13, 15, 17 and 21 – applies for benefits. Mom, dad and their three teenagers will form one TANF filing group. Their 21-year-old would form her own REF filing group. If the 21-year-old meets REF eligibility standards, she would have eight months total REF eligibility. Anyone who has disabilities should be referred to APD to apply for GA/SSI.*

Example: *A refugee family of five consists of two grandparents, ages 68 and 72, mom, dad and their 22-year-old daughter. The grandparents will be referred to APD for assistance. Mom and dad will be in one REF filing group and the 22-year-old forms her own REF group. Anyone with disabilities would be referred to APD.*

Financial group

For REF and REFM, the financial group consists of all the people in the filing group, except people who are eligible for and receive an SSI cash payment. All income and resources attached to the SSI recipient are not counted.

Financial Group Rule

[461-110-0530](#) — Financial Group

Need group

The REF and REFM need group consists of individuals from the financial group whose basic and special needs are used in determining eligibility and benefit level with the exception of unborn children.

Need Group Rule

[461-110-0630](#) — Need Group

Benefit group

The benefit group is the people from the need group who receive benefits.

For REF and REFM, the benefit group consists of the people from the need group who:

- Meet all nonfinancial eligibility requirements;
- Have resources below the resource limit, except the following:
 - Individuals serving a disqualification penalty;
 - An individual disqualified for an *intentional program violation* (see OAR [461-195-0601](#));
 - A fleeing felon under OAR [461-135-0560](#);
 - An individual violating a condition of state or federal parole, probation or post-prison supervision under OAR [461-135-0560](#);
 - An individual who chooses not to receive benefits.

Benefit Group Rule

[461-110-0750](#) — Benefit Group

Non-Refugee spouse

If a refugee is married to someone who does not meet the immigration requirements for REF or REFM, that person is not included in the benefit group for either REF or REFM.