

Oregon Eligibility Partnership Transmittal

Date issued: 11/14/2025

Transmittal #: OEP-PT-25-043

Date Updated: 12/10/25

Effective date: 11/1/2025

Transmittal type: Policy

Subject/Topic: SNAP Noncitizen Eligibility due to HR1 Act

Primary Audience

☒ Eligibility

☒ Leadership

☒ Family Coach

☐ LTSS Case Management

☒ Support

☐ Other:

Impacted areas

☒ New/Updated Policy/Rule

☐ Policy Clarification

☐ Reference Materials

☐ System(s), Specify

☐ Other:

Reference material(s)

- [Transmittal OEP-PT-25-038: SNAP changes under the House Resolutions Act 1, HR1](#)
- [IBP 25-027 Certain American Indians Born Abroad and certain Hmong or Highland Laotian Tribal Members with an LPR status are being determined incorrectly for SNAP](#)
- [IBP 25-030 LPRs who entered the U.S. as a Cuban Haitian entrant are incorrectly being determined ineligible for SNAP](#)
- [IBP 25-031 Lawful Permanent Residents \(LPRs\) with certain Qualified Immigration Statuses are being determined ineligible for SNAP](#)
- [IBP 25-032 Individuals with Special Immigrant Visa \(SIV\) from Afghanistan and Iraq are being denied SNAP incorrectly](#)
- [OEP H.R 1 Implementation OWL Page](#)
- [ODHS Press Release](#)
- [ODHS Updates about Federal Changes webpage](#)

Summary

This transmittal replaces OEP-PT-25-043 SNAP Non-Citizen Eligibility due to HR1 Act which was released on November 14, 2025.

Details

On December 10, 2025, USDA Food and Nutrition Service provided additional guidance on Supplemental Nutrition Assistance Program (SNAP) non-citizen eligibility due to House Resolutions Act 1 (H.R.1). Information in this transmittal replaces all prior communication for H.R.1 non-citizen eligibility.

Prior to H.R.1, certain noncitizens were eligible to receive SNAP benefits if they met all other SNAP eligibility requirements and either:

- Completed the five-year waiting period after being granted Legal Permanent Resident (LPR) status, or
- Met one of the criteria under the Personal Responsibility and Work Opportunity Act (PRWORA).

After the passage of H.R.1, some noncitizens who were previously eligible are no longer eligible for SNAP benefits.

The chart below provides eligibility for SNAP non-citizens which was signed into law and became effective on July 4, 2025.

Cases Previously Incorrectly Reduced or Denied Due to Previous H.R.1 Guidance

The SNAP Policy team in collaboration with Oregon Eligibility Partnership (OEP) is actively working on correcting any case that was incorrectly updated due to previous H.R.1 guidance received. A case note is being added to indicate the case has been reviewed and any actions or updates taken.

Interim Business Processes

- IBP 25-026 Individuals with Special Immigrations Visa (SIV) from Afghanistan or Iraq need to be treated as LPR and are being incorrectly approved (retired 12/11/25)
- [IBP 25-027 Certain American Indians Born Abroad and certain Hmong or Highland Laotian Tribal Members with an LPR status are being determined incorrectly for SNAP](#)
- [IBP 25-030 LPRs who entered the U.S. as a Cuban Haitian entrant are incorrectly being determined ineligible for SNAP](#)
- [IBP 25-031 Lawful Permanent Residents \(LPRs\) with certain Qualified Immigration Statuses are being determined ineligible for SNAP](#)

Noncitizen Eligibility

Lawful Permanent Residents (LPR)	
No Waiting Period or Additional Criteria* Needed to be Eligible for SNAP	
Refugees	
Deportation Withheld	
Individuals Granted Asylum	
Cuban Haitian Entrants	

Amerasians
Compacts of Free Association (COFA)
American Indians Born Abroad (see OAR 461-120-0125) <ul style="list-style-type: none"> American Indian born in Canada who possesses at least 50 per centum of blood Enrolled member of a U.S. Tribe
Hmong or Highland Laotian Tribal Members
Iraqi and Afghan Special Immigrants (SIV)
Afghan Nationals Granted Parole Between July 31, 2021, and September 30, 2023
Ukrainian Nationals Granted Parole Between February 24, 2022, and September 30, 2024
Victims of Severe Trafficking

Lawful Permanent Residents (LPR)	
Must Meet Additional Criteria*	
Battered Non-citizens	
Conditional Entrants	
Individuals granted parole status for at least one year	
*Additional Criteria (one or more of the following):	
<ul style="list-style-type: none"> 5-year waiting period Under 18 years old Have 40 qualifying work quarters Blind or disabled (see OAR 461-001-0015) Lawfully residing in the U.S. and 65 or older on August 22, 1996 Have a U.S. military connection (see OAR 461-120-0125(2)(b)) 	

No Additional Criteria Needed to be Eligible for SNAP	
Cuban and Haitian Entrants (CHE)	
Compacts of Free Association (COFA) Citizens	
Amerasian Immigrants	

Ineligible for SNAP	
Refugees	
Conditional Entrants	
Deportation Withheld	
Battered Non-citizens	
Victims of Severe Trafficking	
Individuals Granted Asylum	
Parolees	

Authorized by

Meorah Solar, SNAP Manager

Questions?

SNAP.Policy@odhsoha.oregon.gov