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TEMPORARY ADMINISTRATIVE ORDER

INCLUDING STATEMENT OF NEED & JUSTIFICATION

DMAP 34-2026

CHAPTER 410
OREGON HEALTH AUTHORITY
HEALTH SYSTEMS DIVISION: MEDICAL ASSISTANCE PROGRAMS

FILED: 08/12/2026 10:51 AM
ARCHIVES DIVISION SECRETARY OF STATE & LEGISLATIVE COUNSEL

FILING CAPTION: Rule allows transfer of authorized HRSN rent financial assistance when unit is impacted by wildfire.

EFFECTIVE DATE: 08/15/2026 THROUGH 12/31/2026

AGENCY APPROVED DATE: 08/11/2026

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NEED FOR THE RULE(S):

Current OAR does not allow for the transfer of the HRSN Rent and Financial Assistance benefit to a new address under any circumstances. This temporary OAR will allow for specific, limited conditions under which the benefit can be transferred. It is in alignment with EO 26-10. The rule will support better health outcomes for HRSN-authorized Members, as well as the intent to support Members with stable housing while they experience critical life transitions and serious health conditions.

JUSTIFICATION OF TEMPORARY FILING:

(1) Describe the specific consequences that result from the failure to immediately adopt, amend or suspend the rule(s):

Failure to adopt will result in the inability to operationalize and implement benefit transfer when members have been displaced by wildfire. In addition, it may create harm to members who are afraid to leave an unsafe or unhealthy environment for fear of losing their six months of rental and utility assistance.

(2) Who would suffer these consequences:

Oregon Health Plan Members
Coordinated Care Organizations
Fee For Service Organizations
HRSN Service Providers

(3) Why or how failure to immediately take rulemaking action would cause these consequences:
The Governor's Executive Order 26-10 is currently active and wildfires are occurring throughout the state. Not taking action may result in Members being displaced from their units, losing their rental assistance, and negatively impacting health outcomes.

(4) How the temporary action will avoid or mitigate those consequences:
This temporary OAR will allow for specific, limited conditions under which the HRSN Rent and Utility Financial Assistance benefit can be transferred. It is in alignment with EO 26-10. The rule will support better health outcomes for HRSN-authorized Members.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

None

ADOPT: 410-120-2035

RULE SUMMARY: Allows HRSN financial assistance to transfer to a new address if member is displaced from the HRSN assisted unit due to wildfire during EO 26-10.

CHANGES TO RULE:

410-120-2035
HRSN Rent and Utility Financial Assistance Benefit Transfer
(1) HRSN Rent and Utility Financial Assistance Benefit Transfer is the process by which a Member may temporarily pause or transfer, or both pause and transfer, their current, authorized HRSN Rent and Utility Financial Assistance benefit to a new address after service delivery has begun. This rule is effective while Executive Order No. 26-10 is active. A Member must meet the qualifications for HRSN Rent and Utility Financial Assistance Benefit Transfer described in (2). ¶
(2) Under the requirements set out in OAR 410-120-2005, the HRSN Rent and Utility Financial Assistance cannot be transferred to another address once the provider has made the first payment and the Member has received any part of the benefit. Also, recurring payments of HRSN Rent and Utility Financial Assistance must be provided over a period of consecutive months. The exception to the aforementioned requirements in OAR 410-120-2005, as described in this rule, include a situation where the Member qualifies for the HRSN Rent and Utility Financial Assistance Transfer. Members may qualify for an HRSN Rent and Utility Financial Assistance Transfer if all of the following conditions are met: ¶
(a) The Member has been authorized for HRSN Rent and Utility Financial Assistance and has received at least one month of the benefit; ¶
(b) The Member is experiencing displacement due to one or more of the wildfires that occurred during the period Executive Order No 26-10 was in effect; ¶
(c) The Landlord or Property Manager and the Member have completed, signed, and submitted the HRSN Notice of Impact Form to the CCO or the Authority, as applicable. The HRSN Notice of Impact Form states that the residence for which the Member was receiving the HRSN Rent and Utility Financial Assistance has become unsafe or unhealthy to reside as a direct result of the wildfire; ¶
(d) The Member is still eligible for the service, as described in OAR 410-120-2005, at the time the HRSN Rent and Utility Financial Assistance will be transferred or resumed; and ¶
(e) There is at least one month remaining of the authorized HRSN Rent and Utility Financial Assistance that can be provided before the 1115 Waiver period expires on September 30, 2027. ¶
(3) In the event a Member pauses their HRSN Rent and Utility Financial Assistance due to the situation described in (2) of this rule while they attempt to secure different housing, the Member may receive or continue to receive HRSN Tenancy Supports and HRSN Storage Fee Assistance if the Member is eligible for and has been authorized to

receive those services. In no circumstance may the benefit duration for HRSN Tenancy Supports or HRSN Storage Fee assistance exceed the allowable timeframes described in OAR 410-120-2005. ¶
(4) The CCO or the Authority must approve or deny the request for HRSN Rent and Utility Financial Assistance Transfer as expeditiously as the Member's circumstances require, but in no event later than seven (7) days after the date the Member submits to the CCO or, as applicable, the Authority, the HRSN Notice of Impact Form. ¶
(5) If a denial of the HRSN Rent and Utility Financial Assistance Transfer leads to a reduction in services from the original, authorized HRSN Rent and Utility Financial Assistance, the CCO, or as applicable, the Authority, must send the Member a notice of adverse benefit determination in accordance with OAR 410-141-3835.
Statutory/Other Authority: ORS 413.042
Statutes/Other Implemented: ORS 414.572, 414.605, 414.665, 414.719