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TEMPORARY ADMINISTRATIVE ORDER
INCLUDING STATEMENT OF NEED & JUSTIFICATION

DMAP 35-2022

CHAPTER 410

OREGON HEALTH AUTHORITY

HEALTH SYSTEMS DIVISION: MEDICAL ASSISTANCE PROGRAMS

FILED

02/18/2022 11:39 AM
ARCHIVES DIVISION
SECRETARY OF STATE
& LEGISLATIVE COUNSEL

FILING CAPTION: Income Eligibility Thresholds For HSD Medical Programs

EFFECTIVE DATE: 03/01/2022 THROUGH 08/27/2022

AGENCY APPROVED DATE: 02/14/2022

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Filed By:

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Rules Coordinator

NEED FOR THE RULE(S):

Every year the Federal Poverty Levels (FPL) are adjusted and published to the Federal Register. A number of HSD medical programs' eligibility thresholds and income disregards are based on percentages of the FPL, which must be updated in rule. The amended FPL percentage values will be implemented on March 1 2022 and will align with the Oregon Eligibility (ONE) system implementation timeline.

JUSTIFICATION OF TEMPORARY FILING:

The Authority finds that failure to act promptly will result in serious prejudice to the public interest, the Authority, and to ODHS. Failure to implement updated income thresholds would result in the denial or termination of coverage for individuals who should be/maintain eligibility for HSD medical programs.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

<https://aspe.hhs.gov/topics/poverty-economic-mobility/poverty-guidelines>

AMEND: 410-200-0315

RULE SUMMARY: Every year the Federal Poverty Levels (FPL) are adjusted and published to the Federal Register. A number of HSD medical programs' eligibility thresholds and income disregards are based on percentages of the FPL, which must be updated in rule. The amended FPL percentage values will be implemented on March 1 2022 and will align with the Oregon Eligibility (ONE) system implementation timeline.

CHANGES TO RULE:

410-200-0315

Standards and Determining Income Eligibility ¶¶

(1) This rule outlines income thresholds for HSD Medical Programs. See OAR 410-200-0310 for eligibility and budgeting.¶¶

(2) The MAGI-based income standard for the MAGI Parent or Caretaker-Relative program is set as follows: See

attached table.¶¶

(3) Effective March 1, 2024~~2~~, the MAGI income standard for the MAGI Child Program and the MAGI Adult Program is set at 133 percent FPL as follows: See attached table.¶¶

(4) Effective March 1, 2024~~2~~, the MAGI income standard for the MAGI Pregnant Woman Program and for MAGI Child Program recipients under the age of one year is set at 185 percent FPL as follows: See attached table.¶¶

(5) Effective March 1, 2024~~2~~, the MAGI income standard for the MAGI CHIP program is set at 300 percent FPL as follows: See attached table.¶¶

(6) When the Department makes an ELE determination and the child meets all MAGI CHIP or MAGI Child Program nonfinancial eligibility requirements, the EDG 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, 2024~~2~~, if the MAGI-based income of the EDG is below 163 percent of the 2024~~2~~ federal poverty level as listed below, the Department deems the child eligible for the MAGI Child Program: See attached table.¶¶

(b) If the MAGI-based income of the EDG is at or above 163 percent FPL through 300 percent FPL as described in section (4) of this rule, the Department deems the child eligible for MAGI CHIP.

Statutory/Other Authority: 42 CFR 435.110, ORS 435.112, 435.115, 435.116, 435.118, 435.403, 435.940, 435.1200, 457.80, 457.340, 458.350, 435.3, 435.4, 435.406, 435.407, 435.940, 435.952, 435.956, 435.1008, 457.320, 457.380, 435.608, 433.138, 433.145, 433.146, 433.147, 433.148, 435.115, 435.117, 435.118, 435.119, 435.1200, 435.1205, 435.170, 435.190, 435.222, 435.403, 435.406, 435.610, 435.916, 435.917, 447.56, 457.350, 457.360, 457.805, ORS 411.402, 411.404, 413.042, 414.534

Statutes/Other Implemented: ORS 411.402, 411.404, ORS 411.060, 411.095, 411.400, 411.406, 411.439, 411.443, 413.032, 413.038, 414.025, 414.231, 414.440, 414.534, 414.536, 414.706

RULE ATTACHMENTS DO NOT SHOW CHANGES. PLEASE CONTACT AGENCY REGARDING CHANGES.

2022 Income Thresholds - Effective March 1, 2022

Oregon Health Plan, Health Systems Division Medical Programs

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)	
	2022 Standard	Standard + 5% FPL Disregard	2022 Standard (133%)	Standard + 5% FPL Disregard (138%)	2022 Standard (185%)	Standard + 5% FPL Disregard (190%)	2022 Standard (300%)	Standard + 5% FPL Disregard (305%)
1	\$ 399	\$ 456	\$ 1,507	\$ 1,563	\$ 2,096	\$ 2,152	\$ 3,398	\$ 3,455
2	\$ 515	\$ 592	\$ 2,030	\$ 2,106	\$ 2,823	\$ 2,900	\$ 4,578	\$ 4,654
3	\$ 611	\$ 707	\$ 2,553	\$ 2,649	\$ 3,551	\$ 3,647	\$ 5,758	\$ 5,854
4	\$ 747	\$ 863	\$ 3,076	\$ 3,192	\$ 4,279	\$ 4,394	\$ 6,938	\$ 7,054
5	\$ 872	\$ 1,008	\$ 3,599	\$ 3,735	\$ 5,006	\$ 5,142	\$ 8,118	\$ 8,253
6	\$ 998	\$ 1,153	\$ 4,122	\$ 4,277	\$ 5,734	\$ 5,889	\$ 9,298	\$ 9,453
7	\$ 1,114	\$ 1,289	\$ 4,646	\$ 4,820	\$ 6,462	\$ 6,636	\$ 10,478	\$ 10,653
8	\$ 1,230	\$ 1,425	\$ 5,169	\$ 5,363	\$ 7,189	\$ 7,384	\$ 11,658	\$ 11,852
9	\$ 1,321	\$ 1,535	\$ 5,692	\$ 5,906	\$ 7,917	\$ 8,131	\$ 12,838	\$ 13,052
10	\$ 1,456	\$ 1,690	\$ 6,215	\$ 6,449	\$ 8,645	\$ 8,878	\$ 14,018	\$ 14,252
11	\$ 1,592	\$ 1,846	\$ 6,738	\$ 6,991	\$ 9,372	\$ 9,626	\$ 15,198	\$ 15,451
12	\$ 1,728	\$ 2,001	\$ 7,261	\$ 7,534	\$ 10,100	\$ 10,373	\$ 16,378	\$ 16,651
13	\$ 1,864	\$ 2,157	\$ 7,784	\$ 8,077	\$ 10,828	\$ 11,120	\$ 17,558	\$ 17,851
14	\$ 2,000	\$ 2,313	\$ 8,307	\$ 8,620	\$ 11,555	\$ 11,868	\$ 18,738	\$ 19,050
15	\$ 2,136	\$ 2,468	\$ 8,831	\$ 9,163	\$ 12,283	\$ 12,615	\$ 19,918	\$ 20,250
16	\$ 2,272	\$ 2,624	\$ 9,354	\$ 9,705	\$ 13,011	\$ 13,362	\$ 21,098	\$ 21,450
17	\$ 2,408	\$ 2,780	\$ 9,877	\$ 10,248	\$ 13,738	\$ 14,110	\$ 22,278	\$ 22,649
18	\$ 2,544	\$ 2,935	\$ 10,400	\$ 10,791	\$ 14,466	\$ 14,857	\$ 23,458	\$ 23,849
19	\$ 2,680	\$ 3,091	\$ 10,923	\$ 11,334	\$ 15,194	\$ 15,604	\$ 24,638	\$ 25,049
20	\$ 2,816	\$ 3,247	\$ 11,446	\$ 11,877	\$ 15,921	\$ 16,352	\$ 25,818	\$ 26,248
Each add'l add	\$ 136	\$ 156	\$ 524	\$ 543	\$ 728	\$ 748	\$ 1,180	\$ 1,200

Family Size	2022 100% Annual Income Threshold (2021 FPL used for 2022 determinations)	2023 100% Annual Income Threshold (2022 FPL used for 2023 determinations)
1	\$ 12,880	\$ 13,590
2	\$ 17,420	\$ 18,310
3	\$ 21,960	\$ 23,030
4	\$ 26,500	\$ 27,750
5	\$ 31,040	\$ 32,470
6	\$ 35,580	\$ 37,190
7	\$ 40,120	\$ 41,910
8	\$ 44,660	\$ 46,630
9	\$ 49,200	\$ 51,350
10	\$ 53,740	\$ 56,070
11	\$ 58,280	\$ 60,790
12	\$ 62,820	\$ 65,510
13	\$ 67,360	\$ 70,230
14	\$ 71,900	\$ 74,950
15	\$ 76,440	\$ 79,670
16	\$ 80,980	\$ 84,390
17	\$ 85,520	\$ 89,110
18	\$ 90,060	\$ 93,830
19	\$ 94,600	\$ 98,550
20	\$ 99,140	\$ 103,270
Each add'l add	\$ 4,540	\$ 4,720

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2021 Income Thresholds - Effective March 1, 2021

Oregon Health Plan, Health Systems Division Medical Programs

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)	
	2021 Standard	Standard + 5% FPL Disregard	2021 Standard (133%)	Standard + 5% FPL Disregard (138%)	2021 Standard (185%)	Standard + 5% FPL Disregard (190%)	2021 Standard (300%)	Standard + 5% FPL Disregard (305%)
1	\$ 399	\$ 453	\$ 1,428	\$ 1,482	\$ 1,986	\$ 2,040	\$ 3,220	\$ 3,274
2	\$ 515	\$ 588	\$ 1,931	\$ 2,004	\$ 2,686	\$ 2,759	\$ 4,355	\$ 4,428
3	\$ 611	\$ 703	\$ 2,434	\$ 2,526	\$ 3,386	\$ 3,477	\$ 5,490	\$ 5,582
4	\$ 747	\$ 858	\$ 2,938	\$ 3,048	\$ 4,086	\$ 4,196	\$ 6,625	\$ 6,736
5	\$ 872	\$ 1,002	\$ 3,441	\$ 3,570	\$ 4,786	\$ 4,915	\$ 7,760	\$ 7,890
6	\$ 998	\$ 1,147	\$ 3,944	\$ 4,092	\$ 5,486	\$ 5,634	\$ 8,895	\$ 9,044
7	\$ 1,114	\$ 1,282	\$ 4,447	\$ 4,614	\$ 6,186	\$ 6,353	\$ 10,030	\$ 10,198
8	\$ 1,230	\$ 1,417	\$ 4,950	\$ 5,136	\$ 6,886	\$ 7,072	\$ 11,165	\$ 11,352
9	\$ 1,321	\$ 1,526	\$ 5,453	\$ 5,658	\$ 7,585	\$ 7,790	\$ 12,300	\$ 12,505
10	\$ 1,456	\$ 1,680	\$ 5,957	\$ 6,181	\$ 8,285	\$ 8,509	\$ 13,435	\$ 13,659
11	\$ 1,592	\$ 1,835	\$ 6,460	\$ 6,703	\$ 8,985	\$ 9,228	\$ 14,570	\$ 14,813
12	\$ 1,728	\$ 1,990	\$ 6,963	\$ 7,225	\$ 9,685	\$ 9,947	\$ 15,705	\$ 15,967
13	\$ 1,864	\$ 2,145	\$ 7,466	\$ 7,747	\$ 10,385	\$ 10,666	\$ 16,840	\$ 17,121
14	\$ 2,000	\$ 2,300	\$ 7,969	\$ 8,269	\$ 11,085	\$ 11,385	\$ 17,975	\$ 18,275
15	\$ 2,136	\$ 2,455	\$ 8,473	\$ 8,791	\$ 11,785	\$ 12,103	\$ 19,110	\$ 19,429
16	\$ 2,272	\$ 2,610	\$ 8,976	\$ 9,313	\$ 12,485	\$ 12,822	\$ 20,245	\$ 20,583
17	\$ 2,408	\$ 2,765	\$ 9,479	\$ 9,835	\$ 13,185	\$ 13,541	\$ 21,380	\$ 21,737
18	\$ 2,544	\$ 2,920	\$ 9,982	\$ 10,357	\$ 13,885	\$ 14,260	\$ 22,515	\$ 22,891
19	\$ 2,680	\$ 3,075	\$ 10,485	\$ 10,879	\$ 14,585	\$ 14,979	\$ 23,650	\$ 24,045
20	\$ 2,816	\$ 3,230	\$ 10,989	\$ 11,402	\$ 15,285	\$ 15,698	\$ 24,785	\$ 25,199
Each add'l add	\$ 136	\$ 155	\$ 504	\$ 523	\$ 700	\$ 719	\$ 1,135	\$ 1,154

Family Size	2021 100% Annual Income Test (2020 FPL used for 2021 determinations)
1	\$ 12,760
2	\$ 17,240
3	\$ 21,720
4	\$ 26,200
5	\$ 30,680
6	\$ 35,160
7	\$ 39,640
8	\$ 44,120
9	\$ 48,600
10	\$ 53,080
11	\$ 57,560
12	\$ 62,040
13	\$ 66,520
14	\$ 71,000
15	\$ 75,480
16	\$ 79,960
17	\$ 84,440
18	\$ 88,920
19	\$ 93,400
20	\$ 97,880
Each add'l add	\$ 4,480