

Eligibility for Supplemental Nutrition Assistance Program

General eligibility requirement common to all programs:

- Eligibility for assistance is limited to those individuals who are citizens or who meet qualified non-citizen status (exceptions for SOBRA and victims of human trafficking)

Food Assistance (SNAP):

- The amount of assistance eligible persons receive is based on household size and amount of income after allowable deductions
 - Maximum monthly gross income may not exceed 130% of the FPL
 - Maximum monthly net income after allowable deductions may not exceed 100% of the FPL
 - Households have a limit of \$2,000 in resources; households with at least one member age 60 or older, or an individual with a disability, have a limit of \$3,000 in resources unless the household is categorically eligible in which case there is no resource limit.
 - A household is considered categorically eligible (no resource limit and other factors are deemed for eligibility) for SNAP when all household members receive or are authorized to receive TAF, GA or SSI.
- SNAP is a direct payment of benefits program, administered by the U.S. Department of Agriculture.
- 141,026 Kansas households receive SNAP benefits.

SNAP Policy Change

In October of 2011, the Kansas Department of Social and Rehabilitation Services revised the policy regarding income calculation for the federal food stamp program. This revision was made in accordance of U.S. Department of Agriculture regulations 7 CFR 273.4 and 273.11(c)(3).

Previous Policy:

- Under the previous policy, which was put in place in 2001, SRS counted only a portion or a pro-rata share of the reported income of households in which one or more members were unwilling or unable to provide documentation of their immigration status. Persons in the U.S. unlawfully would be unable to provide documentation of their immigration status.
- Citizen households would have 100 percent of their income counted.
- This policy set a higher threshold for citizen households to qualify for food stamps than it did for households with members who are not in our country legally.
- An ineligible non-citizen household of four, on average, could bring in \$908 more in income, if all incomes were prorated.

Current Policy:

- The new policy counts 100 percent of all household income when determining eligibility.
- Income and resources in both citizen households and households with ineligible non-citizens are treated equally.

State Options:

- USDA provides limited options for states to choose in regards to counting income and resources for those unwilling or unable to provide documentation of their status:

- Count all of the ineligible non-citizens resources and income
- OR**
- Count all of the ineligible non-citizens resources, and all but a pro-rata share of their income and deductible expenses.

	Pre-PRWORA Ineligibles (Visitors, Students, and Undocumented)	PRWORA Ineligibles (Lawful permanent residents that do not have 5-year residency)
Statewide Options	Option Available?	Option Available?
1. Count pro-rata share of income and deductible expenses	Yes	Yes
2. Apply gross income test first, then count pro-rata share of income and deductible expenses	Yes	No
3. Count all income and deductible expenses	Yes	No
4. Count none of the income and cap allotment at lower amount	No	Yes

SNAP Examples:

Prior to change:

Family of 4 all citizens – household income is \$2400 – entire household is over income standard of \$2389. No citizens receive food assistance.

Family of 4 – 1 individual is undocumented non-citizen – 3/4 of the household's income (3/4 of \$2400=\$1800) is countable so 3 citizens receive food assistance.

After October change:

Family of 4 – 1 individual is undocumented non-citizen – 100% of income is countable – entire household is over income standard of \$2389. No citizens receive food assistance.

SNAP Policy Impact

- SNAP Closures for October and November 2011 due to excess earned income totaled 2,881. Of those 2,881 households, there were 1,042 households that contained one or more ineligible non-citizens.
- System coding shows only increased household income for the 1,042 closures of households which contain ineligible non-citizens. **This increase income may or may not be caused by the SNAP policy change.**

NODT

LIST NOTICE DEFINITION TABLE

01/19/12 10:57

NOTICE: F425 NUMBER OF LINES 67 PAGE: 1 PAMELA J
EFFECTIVE DATE FROM: 100511 EFFECTIVE DATE TO: 010312 ARCHIVE? (Y,N): Y
TITLE: FA CLOSURE - NON-CITIZEN STATUS

>>
We are closing your food assistance case effective &&**BENMON&&.@
>>
Your benefit has ended because we have changed how we count the income
of %%%, a non-citizen who is
either unable or unwilling to provide documentation of their
non-citizen status.@
>>
We have changed policy effective October 1, 2011 regarding the
treatment of the income of a non-citizen who is unable or unwilling to
provide documentation of immigration status. We are now counting all
the income of the non-citizen, where before we only counted a
pro-rata share. This is allowed under Federal food assistance
regulations.@
>>
Without documentation we cannot determine if this person does or does
not meet non-citizen eligibility criteria of the Food Assistance

CONTINUE (Y OR N): Y

NODT

LIST NOTICE DEFINITION TABLE

01/19/12 10:58

NOTICE: F425 NUMBER OF LINES 67 PAGE: 2 PAMELA J
EFFECTIVE DATE FROM: 100511 EFFECTIVE DATE TO: 010312 ARCHIVE? (Y,N): Y
TITLE: FA CLOSURE - NON-CITIZEN STATUS
Program.@

>>
If the person(s) named above have non-citizen documentation from the
Immigration and Customs Service, please provide this documentation by
%%%. If you provide
documentation we will re-evaluate eligibility for food assistance.@
>>
This action is based on Kansas Economic and Employment Support Manual
Sections 2140 and subsections, and Section 4212.3.@
>>
Please read the back of this letter. It has important information. It
tells about your right to a fair hearing.@
>>
If you have questions, call %%% at
%%% between the hours of %%%.@

CONTINUE (Y OR N): Y

NODT

LIST NOTICE DEFINITION TABLE

01/19/12 10:58

NOTICE: F425 NUMBER OF LINES 67 PAGE: 3 PAMELA J
EFFECTIVE DATE FROM: 100511 EFFECTIVE DATE TO: 010312 ARCHIVE? (Y,N): Y
TITLE: FA CLOSURE - NON-CITIZEN STATUS
Nosotros estamos cerrando su caso de asistencia alimentaria a partir
del &&**BENMON&&.@

>>
Su beneficio ha finalizado porque nosotros hemos cambiado la forma
en que incluimos el ingreso de#####
un no-ciudadano que no puede o no desea proporcionar documentación
de su condicion de no-ciudadano.@
>>
Hemos cambiado la política a partir del 1 de Octubre 2011 con respecto
al ingreso de un no-ciudadano que no puede o no desea proporcionar
documentación de condición migratoria. Nosotros ahora estamos
incluyendo todos los ingresos del no-ciudadano, aun cuando antes
solamente incluíamos una parte proporcional. Esto está permitido bajo
las regulaciones Federales de asistencia alimentaria.@
>>
Sin documentación nosotros no podemos determinar si esta persona
cumple o no con los criterios de elegibilidad del Programa de

CONTINUE (Y OR N): Y

NODT

LIST NOTICE DEFINITION TABLE

01/19/12 10:58

NOTICE: F425 NUMBER OF LINES 67 PAGE: 4 PAMELA J
EFFECTIVE DATE FROM: 100511 EFFECTIVE DATE TO: 010312 ARCHIVE? (Y,N): Y
TITLE: FA CLOSURE - NON-CITIZEN STATUS
de Asistencia Alimentaria.@@

>>
Si la(s) persona(s) mencionada(s) más arriba tiene(n) documentación de no ciudadano del Servicio de Aduanas e Inmigración, por favor proporcione esta información antes del #####. Si usted proporciona la documentación nosotros reevaluaremos la elegibilidad para asistencia alimentaria.@@

>>
Esta acción está basada en el Manual de Sustento Económico y Laboral de Kansas Secciones 2140 y subsecciones, y Sección 4212.3.@@

>>
Por favor lea el dorso de esta carta. Contiene información importante. Le informa acerca de su derecho a una audiencia justa.@@

>>
Si usted tiene cualquier pregunta, llame a##### al ##### entre #####.@@

CONTINUE (Y OR N): Y

COMPUTATION OF FOOD ASSISTANCE BENEFIT

ES-1510.1 1-Jul-11

Case Name: 4 hh - all citizens prior to 10/11 - ineligible

Application Date: / /
MM DD YYYY

Household: Regular Special Household Size: 4

INSTRUCTIONS: Regular Household: Complete Part I, and if pass Gross test, complete Part II Special Household: Complete Parts I and II. If fail gross test, continue to Part III.

I. GROSS INCOME ELIGIBILITY

- 1. Gross Earned Income: \$2,400.00
- 2. Gross Unearned Income:
- 3. TOTAL GROSS INCOME (sum of Lines 1 and 2 above): \$2,400.00
- 3a. Gross Income Limit (Regular households only): \$2,389

Stop here if Line 3 exceeds GROSS INCOME LIMIT (Line 3a) for a household of this size. The household is ineligible for this month's benefits. If Line 3 DOES NOT exceed the GROSS INCOME LIMIT (Line 3a) go on to Section II.

[Mark if Categorically Eligible]

II. NET INCOME ELIGIBILITY - When completing this section, ALL CENTS WILL BE CARRIED in all calculations to the point at which the Net Food Assistance Income is determined.

NON-SHELTER DEDUCTIONS:

- 4a. Gross Earned Income (Line 1) 4.a.
- 4b. Gross Unearned Income (Line 2) 4.b. +
- TOTAL GROSS INCOME (sum of Lines 4a + 4b) 4. =
- 5. Earned Income Deduction (20% of Line 4a) 5. +
- 6. Current Standard Deduction 6. +
- 7. Medical Deduction (Special Households Only - \$35) 7. + \$0.00
- 8. Dependent Care Deduction 8. +
- 9. Child Support Deduction 9. +
- 10. Total Non-Shelter Deductions (add Lines 5 through 9) 10. -
- 11. Income after Non-Shelter Deductions (Line 4 minus Line 10) 11. =

EXCESS SHELTER DEDUCTION:

- 12. Shelter Expenses (Include utility allowance in total) 12. Designate
- 13. Enter 50% of Line 11 13. Household Type
- 14. Excess Shelter Deduction (Line 12 minus Line 13) 14. - #VALUE!
- (CAN NOT EXCEED \$458.00 IF A REGULAR HOUSEHOLD)
- 15. NET FOOD ASSISTANCE INCOME (Line 11 minus Line 14) 15. =
- 15a. Stop here if Line 15 exceeds NET INCOME LIMIT for a household of this size. 15a. =
- If Line 15 DOES NOT exceed NET INCOME LIMIT, go to Section III.

III. BENEFIT COMPUTATION

- 16. Enter regular monthly benefit from Allotment Tables 16. #N/A
- (NOTE: To compute the benefit for households of more than 10 persons, subtract 30% of Line 15 unrounded from the maximum allotment for that household size and DROP all cents.)

If it is necessary to prorate the allotment for the month of application, do so here:

- 17. To determine Monthly Allotment enter number of days in the month of this application: 17.
- 18. Remaining days in the month (to determine remaining days in the month, subtract the date of application from the number of days in the month and add one day). 18.
- 19. Divide Line 16 by line 17 for daily rate 19.
- 20. PRORATED BENEFIT (Line 18 multiplied by Line 19) 20.

PRORATED BENEFIT OF LESS THAN \$10 SHALL NOT BE ISSUED

COMPUTATION OF FOOD ASSISTANCE BENEFIT

ES-1510.1 1 Jul 11

Case Name: 4 hh - 1 ineligible noncitizen prior to 10/11

Application Date: / /
MM DD YYYY

Household: 4 Regular Special Household Size: 3

INSTRUCTIONS: Regular Household: Complete Part I, and if pass Gross test, complete Part II Special Household: Complete Parts I and II. If fail gross test, continue to Part II.

I. GROSS INCOME ELIGIBILITY

1. Gross Earned Income:	3/4 of \$2400	1.	\$1,800.00
2. Gross Unearned Income:		2.	
3. TOTAL GROSS INCOME (sum of Lines 1 and 2 above):		3.	\$1,800.00
3a. Gross Income Limit (Regular households only):		3a.	\$1,984

Stop here if Line 3 exceeds GROSS INCOME LIMIT (Line 3a) for a household of this size. The household is ineligible for this month's benefits. If Line 3 DOES NOT exceed the GROSS INCOME LIMIT (Line 3a) go on to Section II.

[Mark if Categorically Eligible]

II. NET INCOME ELIGIBILITY - When completing this section, ALL CENTS WILL BE CARRIED in all calculations to the point at which the Net Food Assistance Income is determined.

NON-SHELTER DEDUCTIONS:

4a. Gross Earned Income (Line 1)		4.a.	\$1,800.00
4b. Gross Unearned Income (Line 2)		4.b. +	\$0.00
TOTAL GROSS INCOME (sum of Lines 4a + 4b)		4. =	\$1,800.00
5. Earned Income Deduction (20% of Line 4a)		5. +	\$360.00
6. Current Standard Deduction		6. +	\$142
7. Medical Deduction (Special Households Only - \$35)		7. +	\$0.00
8. Dependent Care Deduction		8. +	
9. Child Support Deduction		9. +	
10. Total Non-Shelter Deductions (add Lines 5 through 9)		10. -	\$502.00
11. Income after Non-Shelter Deductions (Line 4 minus Line 10)		11. =	\$1,298.00

EXCESS SHELTER DEDUCTION:

12. Shelter Expenses (Include utility allowance in total)		12.	
13. Enter 50% of Line 11		13.	\$649.00
14. Excess Shelter Deduction (Line 12 minus Line 13) (CAN NOT EXCEED \$458.00 IF A REGULAR HOUSEHOLD)		14. -	\$0.00
15. NET FOOD ASSISTANCE INCOME (Line 11 minus Line 14)		15. =	\$1,298.00
15a. Stop here if Line 15 exceeds NET INCOME LIMIT for a household of this size. If Line 15 DOES NOT exceed NET INCOME LIMIT, go to Section III.		15a.	\$1,526.00

III. BENEFIT COMPUTATION

16. Enter regular monthly benefit from Allotment Tables (NOTE: To compute the benefit for households of more than 10 persons, subtract 30% of Line 15 unrounded from the maximum allotment for that household size and DROP all cents.)		16.	\$136.00
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If it is necessary to prorate the allotment for the month of application, do so here:

17. To determine Monthly Allotment enter number of days in the month of this application:		17.	
18. Remaining days in the month (to determine remaining days in the month, subtract the date of application from the number of days in the month and add one day).		18.	1
19. Divide Line 16 by line 17 for daily rate		19.	#DIV/0!
20. PRORATED BENEFIT (Line 18 multiplied by Line 19)		20.	#DIV/0!

PRORATED BENEFIT OF LESS THAN \$10 SHALL NOT BE ISSUED