



STATE OF OREGON  
Legislative Counsel Committee

February 8, 2016

To: Representative Cedric Hayden  
From: Lorey H. Freeman, Senior Deputy Legislative Counsel  
Subject: -1 Amendments to HB 4133

Accompanying this memo are the -1 amendments to House Bill 4133 to address the concerns raised by Matt Newell-Ching from Partners for a Hunger-Free Oregon. The concern is that by providing the tax credits in monthly installments, instead of a lump sum, the monthly installments will count against the family's Supplemental Nutrition Assistance Program (SNAP) benefits. In researching the question, I concluded that Mr. Newell-Ching is correct. However, federal law allows the installment payments to be excluded when determining eligibility for SNAP benefits if a state chooses to also exclude the payments from the determination of eligibility for temporary assistance for needy families (TANF) benefits or so-called "section 1931" medical assistance. 7 U.S.C. 2014(d)(18).

Therefore, the -1 amendments prohibit the Department of Human Services from considering the installment payments as income for purposes of determining eligibility for TANF, section 1931 medical assistance and SNAP.

I also deleted the references to ORS 315.262 and 316.078 since those programs have expired.

Please do not hesitate to contact me if you have further questions or concerns.

Encl.