



Jeff Youtz
Director

Legislative Services Office Idaho State Legislature

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MEMORANDUM

TO: Rules Review Subcommittee of the Senate Health & Welfare Committee and the House Health & Welfare Committee
FROM: Senior Legislative Research Analyst - Ryan Bush
DATE: October 3, 2013
SUBJECT: Department of Health and Welfare - Food Stamp Program in Idaho

IDAPA 16.03.04 - Rules Pertaining to the Food Stamp Program in Idaho (Docket No. 16-0304-1301)

The Department of Health and Welfare submits notice of temporary and proposed rulemaking at IDAPA 16.03.04 - Rules Pertaining to the Food Stamp Program in Idaho. The Department states that this rulemaking exempts federal income tax refunds from resource limits as a liquid resource for up to twelve months, allows a standard medical expense deduction for qualifying individuals who can show they have greater than \$35 in allowable medical expenses, and conforms to federal regulations. Specifically, the Department now has flexibility to select options allowed under federal regulations when calculating expense changes used for food stamp benefits. The Department further states that a temporary adoption of the rule was necessary in order to comply with deadlines in amendments to federal regulations.

The Department states that negotiated rulemaking was not conducted because this rulemaking is temporary and necessary to bring the chapter into compliance with federal regulations. There is no fiscal impact associated with this rulemaking.

The proposed rule appears to be within the statutory authority granted to the Department in Sections 56-202(b) and 56-203, Idaho Code, and 7 CFR, Part 273.

cc: Department of Health and Welfare - Food Stamp Program in Idaho
Tamara Prisock
Kristin Matthews