

Policy Clarifications - SNAP PFS15543511

Submitted:10/29/10

Agency: CAOs

Citations:

Subject: SNAP Eligibility for Residents of Institutions

Client is applying for all benefits for self and two children enrolled in Milton Hershey School. We see policy in CAH that allows for receipt of TANF for children residing out of the home for education, so long as custody was not turned over to the facility. We cannot find similar language in SNAP policy. The majority of meals are given at the school, but the parent reports that the children come home some weekends. Can they be included in the SNAP budget?

Response By: Policy Clarification Unit

Date:11/12/10

If they do not eat the majority of their meals with their parents, they cannot be considered household members. They are residents of an institution as described at SNAP handbook chapter 511.4.

Regulations at 7 CFR 273.1(b)(7)(vii) states, "individuals shall be considered residents of an institution when the institution provides them with the majority of their meals (over 50% of three meals daily) as part of the institution's normal services. Residents of institutions are not eligible for participation in the program." This would include the Milton Hershey school.

The children may be eligible SNAP household members during months where more than 50% of their meals are provided at home.