

**612:10-3-5. Basic living requirements [AMENDED]**

(a) A basic living requirement has been established for different size family groups. A family member is an individual who ~~either (A) is a relative or guardian of an applicant or eligible individual; or (B) Lives in the same household as an applicant or eligible individual and has a substantial interest in the well-being of that individual and whose receipt of vocational rehabilitation services is necessary to enable the applicant or eligible individual to achieve an employment outcome.~~ Basic living requirements are based on ~~150%~~200% of the Federal poverty level adjusted annually for family size. The standard is intended to cover only the necessities of food, shelter, utilities, clothing, transportation, and incidentals to give the counselor some criteria by which to measure the financial status of a client. To qualify as independent from the family group, the client must meet one of the following criteria:

- (1) Beneficiary of Titles II (federal old age, survivors, and disability insurance benefits) or XVI (SSI);
- (2) At least 24 years of age;
- (3) A ward of the court and in custody of DHS;
- (4) Married and maintaining a separate household;
- (5) Meets the criteria for temporary housing as described in 612:10-3-5(c) or;
- (6) The counselor verifies the client has the financial resources to demonstrate self-sufficiency and the client declares no family contributions are available.

(b) Verification of family membership should be based upon whatever available information most accurately documents family membership according to the definition given in this Subsection. Examples of acceptable verification include the latest Federal income tax return, payroll information, insurance policies, client report, and/or counselor observation.

(c) An eligible ~~adult~~ individual whose disability has resulted in the need to live with family or friends ~~temporarily~~, and as appropriate the individual's spouse and dependent children, will be considered as a separate household regardless of living arrangements.