

363.230: Excluded Income

The following kinds of income will be excluded when determining a household's eligibility and benefit level.

(A) In-Kind Income and Cash Contributions

Any gain or benefit not in the form of money and provided directly to the household is excluded from income. For example, meals, clothing, public housing, or produce from a garden would be excluded from income.

Any cash contributions from a non-legally responsible person (i.e., someone without a court order or other binding agreement) that are restricted for a specific purpose and provide for a portion of any rent or mortgage, fuel, utilities and/or food or other needs are excluded from income.

(B) Vendor Payments

A vendor payment is a money payment that is paid to a third party for a household expense.

A vendor payment is excluded from income whenever a person or organization outside the household uses its own funds to make a direct payment to a household's creditors or to a person or organization providing a service to the household. The following are examples of excluded vendor payments:

- (1) If a relative or friend who is not a household member pays the household's rent from his or her own funds directly to a landlord;
- (2) Rent or mortgage payments made to landlords or mortgagees by the Department of Housing and Urban Development (HUD), or by state or local housing authorities on behalf of a household, including utility allowances paid under such programs;
- (3) Payments made under the Emergency Assistance (EA) program;
- (4) Payments for household expenses made to a third party and not legally owed to the household. The following are examples of such excluded vendor payments:
 - (a) If an employer pays an employee's rent directly to the landlord in addition to paying the employee his or her regular wages, the rent payment shall be considered an excluded vendor payment.

If the employer provides housing to an employee, the value of the housing shall also be an excluded vendor payment: