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**Rules of**  
**Department of Social Services**  
**Division 40—Family Support Division**  
**Chapter 19—Energy Assistance**

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**Title 13—DEPARTMENT OF  
SOCIAL SERVICES  
Division 40—Family Support Division  
Chapter 19—Energy Assistance**

**13 CSR 40-19.010 Utilicare Program**

*PURPOSE: This rule establishes the basis upon which payments will be made to fuel suppliers for utility costs incurred by eligible Missouri residents for their primary home heating source and designates the criteria to be used in making these payments.*

(1) State, federal and other funds may be expended for the partial payment of utility costs incurred for home heating by Missouri residents during the months of December, January and February of each calendar year beginning in December 1979.

(2) State, federal and other funds may be expended for the partial payment of utility costs incurred for home heating by Missouri residents during December, January and February of each calendar year; provided, they meet the following eligibility criteria:

(A) The head of household or his/her spouse must be age sixty-five (65) or over, or meet the definition of disabled on or prior to the date of application for benefits. Disabled shall mean totally and permanently disabled or blind and receiving federal Social Security. Disability benefits or federal Supplemental Security Income (SSI) benefits on the basis of blindness or disability, Veterans Administration Disability benefits, State Blind Pension, State Aid to the Blind, State Supplemental Payments based on blindness or disability under the SSI Program or medical assistance based on blindness or disability;

(B) The head of household, his/her spouse and any other household members have a combined gross semiannual income of three thousand seven hundred fifty dollars (\$3750) or less;

(C) The head of household or his/her spouse have filed for tax relief under sections 135.010–135.035, RSMo inclusive for any taxable year beginning January 1, 1978;

(D) They have had their owner-occupied dwelling weatherized under programs sponsored by the state office of economic opportunity, a local community action agency or the state Department of Natural Resources;

(E) They have made application to have their owner-occupied dwellings weatherized under programs sponsored by the state office of economic opportunity, a local community action agency or the state Department of Natural Resources; and

(F) Household shall be defined as the applicant for Utilicare benefits, his/her spouse and any other individuals living in their household as one (1) economic unit for whom residential home heating fuels are customarily purchased in common.

(3) State, federal and other funds may be expended under this program in one (1)-time line of credit payments to a participating fuel supplier per each eligible household not to exceed a maximum of one hundred fifty dollars (\$150) per eligible household for the covered period during any calendar year. Eligible households utilizing wood as their primary fuel source will receive a one (1)-time direct cash payment of one hundred fifty dollars (\$150). Eligible households making undesignated payments for home heating in their regular monthly rental charge will receive a one (1)-time direct cash payment equal to eight percent (8%) of their annual rental charge or a maximum of one hundred dollars (\$100) whichever is less. Eligible households who are paying a landlord directly for the amount of home heating actually used each month will receive a one (1)-time direct cash payment of one hundred fifty dollars (\$150). Eligible households utilizing coal as their primary fuel source will receive a one (1)-time direct cash payment of one hundred fifty dollars (\$150). Eligible households whose vendor either does not participate in the program or refuses to provide service to the household will receive a one (1)-time direct cash payment of one hundred fifty dollars (\$150).

(4) Not more than one (1) energy assistance card will be issued to each eligible household during the covered period.

(5) No funds for the services included in this program shall be expended until a specific appropriation for this purpose has been made.

*AUTHORITY: section 207.020, RSMo 1994. \* Emergency rule filed Nov. 9, 1979, effective Nov. 19, 1979, expired Feb. 10, 1980. Original rule filed Nov. 9, 1979, effective Feb. 11, 1980. Emergency amendment filed Dec. 11, 1979, effective Dec. 21, 1979, expired Feb. 10, 1980. Amended: Filed Feb. 8, 1980, effective May 11, 1980. Emergency amendment filed Nov. 26, 1980, effective Dec. 6, 1980, expired March 11, 1981. Amended: Filed Nov. 26, 1980, effective March 12, 1981. Emergency amendment filed Nov. 19, 1981, effective Dec. 1, 1981, expired March 10, 1982. Amended: Filed Nov. 19, 1981, effective March 11, 1982. Emergency amend-*

*ment filed Oct. 29, 1982, effective Nov. 15, 1982, expired Feb. 10, 1983. Amended: Filed Oct. 29, 1982, effective Feb. 11, 1983.*

*\*Original authority: 207.020, RSMo 1945, amended 1961, 1965, 1977, 1981, 1982, 1986, 1993.*

**13 CSR 40-19.020 Low Income Home Energy Assistance Program**

*PURPOSE: This rule establishes the basic policies and procedures to determine eligibility and amount of benefits to be paid under Missouri's Low Income Home Energy Assistance Program. This program will assist certain low income households with partial payment of their winter home heating costs.*

(1) Definitions.

(A) Available resources will be defined as cash holdings in banks, savings and loan companies, credit unions, mutual funds, stocks and bonds, money market accounts, annuities, individual retirement accounts, Keogh accounts and deferred compensation plans.

(B) Disabled will be defined as totally and permanently disabled or blind and receiving federal Social Security disability benefits, civil service disability benefits or federal Supplemental Security Income (SSI) benefits based on blindness or disability, Veterans Administration disability benefits, State Blind Pension, State Aid to the Blind (AB), state supplemental payments, based on blindness or disability under the SSI Program or Medical Assistance (MA), based on blindness or disability.

(C) Head of household will be defined as the individual whose name appears on the fuel bill and who is financially responsible for payment of the home heating costs.

(D) Home energy heat will be defined as electricity, fuel oil, natural gas, propane (tank or cylinder), wood or coal used as the source for heating a residential home.

(E) Home energy supplier will be defined as a public or private business (public or private investor-owned utilities, municipally-owned utilities, rural electric cooperatives and privately-owned distributorships) engaged primarily in the retail sale of home heating fuel to the general public within a given geographic area.

(F) Household will be defined as an individual(s) living in private living quarters (a space with a private entrance) for which residential heat is purchased in common.

(G) Landlord applicant will be defined as a household who rents residential property and who pays a heat bill in addition to rent.



(H) Renter applicants will be defined as a household with heating costs included in their rental charge.

(2) Federal funds will be used for partial payment of winter home heating costs incurred by eligible households during the months of October, November, December, January, February and March of each calendar year beginning in November 1986 and continuing so long as federal funds are available for this purpose.

(3) Primary eligibility requirements for this program are as follows:

(A) Each household member must be a citizen of the United States or an alien admitted to the United States for permanent resident status and a current resident of Missouri;

(B) Each household's available resources may not exceed three thousand dollars (\$3,000). Households determined ineligible due to excess resources will remain ineligible for the remainder of that program year;

(C) Each head of household or spouse must establish that s/he has a fuel account in his/her name or meet the definition of a renter or landlord situation and is incurring costs from a home energy heat source; and

(D) Each household must have a monthly income no greater than the specific amounts based on household size as set forth in the Low Income Home Energy Assistance Program (LIHEAP) Income Ranges Chart. If the household size and composition of a LIHEAP applicant household can be matched against an active food stamp case reflecting the same household size and composition, monthly income for LIHEAP will be established by using the monthly income documented in the household's food stamp file.



## LIHEAP INCOME RANGES CHART

## Monthly Income Amounts

Household Size	Income Range	Income Range	Income Range	Income Range	Income Range
1	\$0-187	\$188-375	\$376-563	\$564-751	\$752-935
2	\$0-253	\$254-507	\$508-761	\$762-1,015	\$1,016-1,263
3	\$0-318	\$319-637	\$638-956	\$957-1,275	\$1,276-1,590
4	\$0-383	\$384-767	\$768-1,151	\$1,152-1,535	\$1,536-1,917
5	\$0-449	\$450-899	\$900-1,349	\$1,350-1,799	\$1,800-2,244
6	\$0-514	\$515-1,029	\$1,030-1,544	\$1,545-2,059	\$2,060-2,571
7	\$0-580	\$581-1,161	\$1,162-1,742	\$1,743-2,323	\$2,324-2,898
8	\$0-645	\$646-1,291	\$1,292-1,937	\$1,938-2,583	\$2,584-3,225
9	\$0-710	\$711-1,421	\$1,422-2,132	\$2,133-2,843	\$2,844-3,552
10	\$0-776	\$777-1,553	\$1,554-2,330	\$2,331-3,107	\$3,108-3,879
11	\$0-841	\$842-1,683	\$1,684-2,525	\$2,526-3,367	\$3,368-4,206
12	\$0-907	\$908-1,815	\$1,816-2,723	\$2,724-3,631	\$3,632-4,533
13	\$0-972	\$973-1,945	\$1,946-2,918	\$2,919-3,891	\$3,892-4,860
14	\$0-1,038	\$1,039-2,077	\$2,078-3,116	\$3,117-4,155	\$4,156-5,188
15	\$0-1,103	\$1,104-2,207	\$2,208-3,311	\$3,312-4,415	\$4,416-5,515
16	\$0-1,168	\$1,169-2,337	\$2,338-3,506	\$3,507-4,675	\$4,676-5,842
17	\$0-1,234	\$1,235-2,469	\$2,470-3,704	\$3,705-4,939	\$4,940-6,169
18	\$0-1,299	\$1,300-2,599	\$2,600-3,899	\$3,900-5,199	\$5,200-6,496
19	\$0-1,365	\$1,366-2,731	\$2,732-4,097	\$4,098-5,463	\$5,464-6,823
20	\$0-1,430	\$1,431-2,861	\$2,862-4,292	\$4,293-5,723	\$5,724-7,150



(4) Household members meeting any of the following conditions will not be eligible to receive LIHEAP benefits:

(A) Individuals residing in adult boarding facilities, intermediate care facilities, residential care facilities or skilled nursing facilities who do not pay a home energy supplier directly for their heating costs;

(B) Individuals residing in hotels, motels, dormitories or temporary shelters who do not pay a home energy supplier directly for their heating costs;

(C) Individuals not considered as household members. This will include roomers, boarders, live-in attendants and students or military personnel that are not actually residing in the home;

(D) Individuals living in government subsidized housing, unless they are paying a home energy supplier directly for their home heating costs or are billed for any out-of-pocket heating costs by the landlord or housing authority;

(E) Individuals that have been approved in a prior energy assistance case or individuals moving into a household that has previously received energy assistance in the current year at the same address;

(F) Individuals that use kerosene or cut their own wood for the purpose of heating their home;

(G) Individuals not living in the home for which they are applying for energy assistance benefits, but do continue to pay a home energy supplier for heating that home, will not be eligible to receive energy assistance benefits on the unoccupied residence;

(H) Individuals that reside outside Missouri. This does not include a household that has a mailing address of a surrounding state but actually resides in Missouri;

(I) Individuals in transitional living situations;

(J) Individuals that are not citizens of the United States or permanent resident aliens; and

(K) Individuals who have a credit balance with their fuel supplier in excess of five hundred dollars (\$500).

(5) LIHEAP payments will be made in either one (1)-time line-of-credit payments to a participating home energy supplier or a one (1)-time direct cash payment to the eligible household based on their household size, income, heat source and geographic location as set forth in the Payment Levels Chart for Northern and Southern Missouri. If the household meets the definition of a renter household, they will receive a one (1)-time direct cash payment equal to eight percent (8%) of their annual rent not to exceed the maximum payment level for their particular heat source, household size and income.

Payment Levels For Northern Missouri Primary Fuel

Table with 6 columns: Types, A, B, C, D, E. Rows include Fuel Oil, Tank Propane, Natural Gas, Electric, Wood, Cylinder Propane, and Coal.

Payment Levels For Southern Missouri Primary Fuel

Table with 6 columns: Types, F, G, H, I, J. Rows include Fuel Oil, Tank Propane, Natural Gas, Electric, Wood, Cylinder Propane, and Coal.

(6) The Division of Family Services will recover outstanding energy assistance overpayments made in prior years' programs by deducting the overpayment from the current year's energy assistance benefit payment.

(7) One (1) energy assistance card will be sent to each household applying for benefits under LIHEAP which will notify the individual of his/her eligibility status and the right to request a fair hearing.

(8) No funds for services included in this program shall be expended until a specific appropriation for this purpose has been made.

AUTHORITY: section 207.020, RSMo 2000.\* Emergency rule filed Nov. 26, 1980, effective Dec. 6, 1980, expired March 11, 1981. Original rule filed Nov. 26, 1980, effective March 12, 1981. Emergency amendment filed Nov. 19, 1981, effective Dec. 1, 1981, expired March 10, 1982. Amended: Filed Nov. 19, 1981, effective March 11, 1982. Emergency amendment filed Oct. 29, 1982, effective Nov. 15, 1982, expired Feb. 10, 1983. Amended: Filed Oct. 29, 1982, effective Feb. 11, 1983. Emergency amendment filed Oct. 5, 1983, effective Nov. 1, 1983, expired Jan. 12, 1984. Amended: Filed Oct. 5, 1983, effective Jan. 13, 1984. Emergency amendment filed Sept. 7, 1984, effective Oct. 15, 1984, expired Jan. 15, 1985. Emergency amendment filed Oct. 4, 1985, effective Oct. 15, 1985, expired Feb. 1, 1986. Amended: Filed Oct. 4, 1985, effective Feb. 14, 1986. Emergency rescission and rule filed Sept. 16, 1986, effective Sept. 26, 1986, expired Jan.

14, 1987. Rescinded and readopted: Filed Sept. 16, 1986, effective Jan. 12, 1987. Emergency amendment filed Sept. 1, 1987, effective Sept. 11, 1987, expired Jan. 9, 1988. Amended: Filed Sept. 1, 1987, effective Nov. 23, 1987. Emergency amendment filed Sept. 28, 1988, effective Nov. 1, 1988, expired March 1, 1989. Amended: Filed Sept. 28, 1988, effective Dec. 29, 1988. Emergency amendment filed Sept. 27, 1989, effective Nov. 1, 1989, expired Feb. 28, 1990. Amended: Filed Sept. 27, 1989, effective Jan. 12, 1990. Emergency amendment filed Aug. 30, 1990, effective Nov. 1, 1990, expired March 1, 1991. Amended: Filed Aug. 30, 1990, effective Feb. 14, 1991. Emergency amendment filed Aug. 30, 1991, effective Nov. 1, 1991, expired Feb. 28, 1992. Amended: Filed Aug. 30, 1991, effective Jan. 13, 1992. Emergency amendment filed Oct. 8, 1992, effective Nov. 1, 1992, expired Feb. 28, 1993. Emergency amendment filed Dec. 2, 1992, effective Feb. 28, 1993, expired June 27, 1993. Amended: Filed Oct. 8, 1992, effective April 8, 1993. Emergency amendment filed Oct. 15, 1993, effective Nov. 1, 1993, expired Feb. 28, 1994. Emergency amendment filed Feb. 4, 1994, effective March 1, 1994, expired June 28, 1994. Amended: Filed Oct. 15, 1993, effective April 9, 1994. Emergency amendment filed Oct. 13, 1994, effective Nov. 1, 1994, expired Feb. 9, 1995. Emergency amendment filed Jan. 17, 1995, effective Feb. 10, 1995, expired June 9, 1995. Amended: Filed Oct. 13, 1994, effective March 30, 1995. Emergency amendment filed Sept. 20, 1995, effective Oct. 1, 1995, expired March 28, 1996. Amended: Filed Sept. 20, 1995, effective Feb. 25, 1996. Emergency amendment filed Sept. 10, 1996, effective Oct. 1, 1996, expired March 29, 1997. Emergency amendment filed Sept. 23, 1997, effective Oct. 3, 1997, expired March 31, 1998. Amended: Filed Sept. 23, 1997, effective March 30, 1998. Emergency amendment filed Sept. 4, 1998, effective Oct. 1, 1998, expired March 29, 1999. Amended: Filed Sept. 4, 1998, effective March 30, 1999. Emergency amendment filed Sept. 2, 1999, effective Oct. 1, 1999, expired March 28, 2000. Amended: Filed Sept. 2, 1999, effective April 30, 2000. Emergency amendment filed Aug. 31, 2000, effective Oct. 1, 2000, expired March 28, 2001. Amended: Filed Aug. 31, 2000, effective Feb. 28, 2001. Emergency amendment filed Sept. 21, 2001, effective Oct. 1, 2001, expired March 29, 2002. Amended: Filed Sept. 21, 2001, effective April 30, 2002. Emergency amendment filed Sept. 19, 2002, effective Oct. 3, 2002, expired March 31, 2003. Amended: Filed Sept. 19, 2002, effective March 30, 2003.



*Emergency amendment filed Sept. 19, 2003, effective Oct. 1, 2003, expired March 28, 2004. Emergency amendment filed Sept. 24, 2004, effective Oct. 4, 2004, expired April 1, 2005. Amended: Filed Sept. 19, 2003, effective May 30, 2004.*

*\*Original authority: 207.020, RSMo 1945, amended 1961, 1965, 1977, 1981, 1982, 1986, 1993.*

### **13 CSR 40-19.030 Summer Electric Utility Service**

*PURPOSE: This rule establishes the basis upon which payments will be made to fuel suppliers for utility costs incurred by eligible Missouri residents for summer electric utility service and designates the criteria to be used in making these payments.*

(1) The criteria to be used in making payments are based on the requirements set forth in 13 CSR 40-19.010 Utilicare Program.

(2) Applications for summer electric utility service shall be accepted only between November 24, 1980 and December 31, 1980.

(3) Payments shall be made in March 1981.

*AUTHORITY: section 207.020, RSMo 1994.\*  
Emergency rule filed Dec. 15, 1980, effective Dec. 15, 1980, expired March 11, 1981.  
Original rule filed Dec. 5, 1980, effective March 12, 1981.*

*\*Original authority: 207.020, RSMo 1945, amended 1961, 1965, 1977, 1981, 1982, 1986, 1993.*