

Mississippi Secretary of State

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY NAME Mississippi Department of Human Services		CONTACT PERSON Shauna Aguilar	TELEPHONE NUMBER 601-359-5176
ADDRESS 200 South Lamar Street		CITY Jackson	STATE MS
EMAIL Shauna.Aguilar@mdhs.ms.gov		SUBMIT DATE 2/10/2026	Name or number of rule(s): Rule 9.2 Eligibility Criterial Rule 9.3 Qualified Non-Citizens Not Subject to the Five-Year Waiting Period; Rule 9.4 Qualified Non-Citizens Subject to the Five-Year Waiting Period or 40 Qualifying Quarters of Work. Rule 9.7 Exempt from Deeming Sponsor's Income and Resources; Rule 13.1 General Rule; Part 14 Rule 28.2 Eligibility

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: The changes update SNAP policy to reflect December 2025 federal law by revising eligibility rules for non-citizens, including clarifying qualified categories, five-year waiting period exceptions, and deeming exemptions. They also align work and age-related provisions by updating ABAWD rules and adjusting eligibility thresholds under the Elderly Simplified Application Project. Overall, the revisions remove outdated language and replace prior March 2022 references to ensure consistency with current federal requirements.

Specific legal authority authorizing the promulgation of rule: MS Code Title 43: Public Welfare Section 43-17-5.

List all rules repealed, amended, or suspended by the proposed rule: Rule 9.2 Rule 9.3 Rule 9.4 Rule 9.7 Rule 13.1 Rule 28.2

ORAL PROCEEDING:

- ☐ An oral proceeding is scheduled for this rule on Date: _____ Time: _____ Place: _____
- ☒ Presently, an oral proceeding is not scheduled on this rule.

If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address, email address, and telephone number of the person(s) making the request; and, if you are an agent or attorney, the name, address, email address, and telephone number of the party or parties you represent. At any time within the twenty-five (25) day public comment period, written submissions including arguments, data, and views on the proposed rule/amendment/repeal may be submitted to the filing agency.

ECONOMIC IMPACT STATEMENT:

- ☒ Economic impact statement not required for this rule. ☐ Concise summary of economic impact statement attached.

TEMPORARY RULES _____ Original filing _____ Renewal of effectiveness To be in effect in _____ days Effective date: _____ Immediately upon filing _____ Other (specify): _____	PROPOSED ACTION ON RULES Action proposed: _____ New rule(s) ☒ Amendment to existing rule(s) _____ Repeal of existing rule(s) _____ Adoption by reference Proposed final effective date: ☒ 30 days after filing _____ Other (specify): _____	FINAL ACTION ON RULES Date Proposed Rule Filed: <u>09/24/2024</u> Action taken: _____ Adopted with no changes in text _____ Adopted with changes _____ Adopted by reference _____ Withdrawn _____ Repeal adopted as proposed Effective date: _____ 30 days after filing _____ Other (specify): <u>12/5/2024</u>
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Printed name and Title of person authorized to file rules: Jennifer Nichols, Special Assistant Attorney General

Signature of person authorized to file rules: Jennifer Nichols

Signed by

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FILED

FEB 10 2026

**MISSISSIPPI
SECRETARY OF STATE**

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The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.