



application because he is under the age of 22 years and residing with his parents. The denial notice also stated that he was a part of his father's Food Stamp benefit case.<sup>7</sup>

### III. Discussion

The Food Stamp program is a federal program that is administered by the State.<sup>8</sup> Under the federal regulations governing the program, if an individual is younger than 22 years old and resides with their parents (or adoptive parents or step-parents), they must be included as part of their parents' Food Stamp household:

(1) **Required household combinations.** The following individuals who live with others must be considered as customarily purchasing food and preparing meals with the others, even if they do not do so, and thus must be included in the same household, unless otherwise specified:

\* \* \*

(ii) A person under 22 years of age who is living with his or her natural or adoptive parent(s) or step-parent(s);<sup>9</sup>

The facts of this case show that E. N. is under 22, shares a home with his parents, and that his parents have a Food Stamp case, for which he is a household member. Given his age and his residence with his parents, he is not eligible to receive Food Stamp benefits on his own, even if his parents are not sharing the Food Stamp benefits with him. As a result, the federal regulations that govern his case require that his application be denied as long as he is under 22 and resides with his parents.

### IV. Conclusion

The denial of E. N.'s December 1, 2022 Food Stamp application is AFFIRMED.

DATED: March 3, 2023.

*Signed*

\_\_\_\_\_  
Lawrence A. Pederson  
Administrative Law Judge

---

<sup>7</sup> Ex. 2.21.

<sup>8</sup> 7 C.F.R. § 271.4(a).

<sup>9</sup> 7 C.F.R. § 273.1(b)(1)(ii).

## Adoption

The undersigned, by delegation from the Commissioner of Health, adopts this Decision, under the authority of AS 44.64.060(e)(1), as the final administrative determination in this matter.

Judicial review of this decision may be obtained by filing an appeal in the Alaska Superior Court in accordance with Alaska R. App. P. 602(a)(2) within 30 days after the date of this decision.

DATED this 17<sup>th</sup> day of March, 2023.

By: *Signed* \_\_\_\_\_  
Lawrence A. Pederson  
Administrative Law Judge

[This document has been modified to conform to the technical standards for publication. Names may have been changed to protect privacy.]