



Arthur San Agustin
Director
Department of Public Health and Social Services
123 Chalan Kareta
Mangilao, Guam 96913-6304

RE: Supplemental Nutrition Assistance Program (SNAP) – Guam Request to Waive Able-Bodied Adults Without Dependents Time Limit – Initial – Approval

Dear Director San Agustin:

This is in response to the Guam Department of Public Health and Social Services' December 27, 2023, request to waive the Supplemental Nutrition Assistance Program (SNAP) time limit for able-bodied adults without dependents (ABAWDs). The attached waiver response includes the approved areas, the supporting evidence used, and the conditions of approval.

The Food and Nutrition Service (FNS) also reminds the State agency that it must measure the 3-year period and track ABAWDs on a continuous basis, even in areas under a waiver. The State must continue tracking so that the State will be ready to transition off the waiver when it expires and reintroduce the time limit. Please contact your Regional Office representative with any questions.

Sincerely,

Catrina L. Kamau
Chief
Certification Policy Branch
Program Development Division
Enclosure

Enclosure

ABLE-BODIED ADULTS WITHOUT DEPENDENTS (ABAWD) WAIVER RESPONSE

1. **Request Type:** Initial
2. **Statutory Citation:** Section 6(o) of the Food and Nutrition Act of 2008
3. **Regulatory Citation:** 7 CFR 273.24
4. **State:** Guam
5. **Food and Nutrition Service (FNS) Region:** Western
6. **Requirement:** Section 6(o) of the Food and Nutrition Act of 2008 and regulations at 7 CFR 273.24 provide that no individual shall be eligible to participate in the Supplemental Nutrition Assistance Program (SNAP) as a member of any household if the individual received program benefits for more than 3 months during any 3-year period in which the individual was subject to but did not comply with the ABAWD work requirement. Section 6(o) and 7 CFR 273.24 also provide that, upon the request of the State agency, the Secretary may waive the applicability of the 3-month ABAWD time limit for any group of individuals in the State if the Secretary makes a determination that the area in which the individuals reside has an unemployment rate of over 10 percent, or does not have a sufficient number of jobs to provide employment for the individuals.
7. **Requested Area(s) and Support:** The State agency requested to waive the ABAWD time limit throughout the Territory for two years from March 1, 2024, to February 28, 2026. The U.S. Department of Labor's Bureau of Labor Statistics (BLS) does not collect unemployment data for Guam.

Labor force data are derived from quarterly sample surveys of households conducted by the Guam Department of Labor, Bureau of Labor Statistics (Guam BLS). The State agency supported its request based upon the territory having an average aggregate unemployment rate 20 percent above the national average for the 36-month period of July 2020 through June 2023 for BLS data and September 2020 through June 2023 for Guam BLS quarterly data. During this period, the national average unemployment rate was 5.0 percent; 20 percent above that rate is 6.0 percent. The average unemployment rate for the territory was 8.9 percent during the 36-month period.

- 8. FNS Action and Justification:** FNS is approving the State agency's request to waive the ABAWD time limit. The State agency's request meets the requirements for approval provided at 7 CFR 273.24(f) and relevant FNS guidance.
- 9. Authority:** The waiver is approved pursuant to section 6(o) of the Food and Nutrition Act of 2008 and 7 CFR 273.24(f).
- 10. Implementation Date:** March 1, 2024
- 11. Expiration Date:** February 28, 2026
- 12. Information Required to Submit a Modification, Extension, or New Waiver:** To receive a modification, extension, or submit a new waiver to replace the current waiver, the State agency must provide FNS with a formal request supported by data or other information as described in 7 CFR 273.24(f). Any request based upon unemployment rates must include data spreadsheets and supporting documentation.

13. State Agency Contact Information:

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14. FNS Regional Office Contact Information:

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