

**441—75.53(249A) Absence from the home.**

**75.53(1)** A person who is absent from the home will not be included in the household, except when temporarily absent as described in subrule 75.53(2).

*a.* A parent who is permitted to live at home while serving a court-imposed sentence by performing unpaid public work or unpaid community service during the workday is considered absent from the home.

*b.* A parent whose absence from the home is due solely to a pattern of employment is not considered to be absent.

*c.* A parent whose absence is occasioned solely by reason of the performance of active duty in the uniformed services of the United States is considered absent from the home. “Uniformed service” means the Army, Navy, Air Force, Marine Corps, Coast Guard, National Oceanographic and Atmospheric Administration, or Public Health Service of the United States.

**75.53(2)** The needs of a person who is temporarily absent from the home are included in a household if otherwise eligible. A temporary absence exists in any of the following circumstances:

*a.* A person is anticipated to be in a medical institution for less than a year, as verified by a physician’s statement. Failure to return within one year from the date of entry into the medical institution will result in the person no longer being included in the household;

*b.* A child is out of the home to secure education or training as defined in paragraph 75.50(1) “*b*” as long as the child remains a dependent;

*c.* A parent or other caretaker is temporarily out of the home to secure education or training and was in the household before leaving the home to secure education or training. For this purpose, “education or training” means any academic or vocational training program that prepares a person for a specific professional or vocational area of employment; or

*d.* A person is out of the home for reasons other than reasons in paragraphs 75.53(2) “*a*” through “*c*” and intends to return to the home within three months. Failure to return within three months from the date the person left the home will result in the person no longer being included in the household.

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