

11.1 DEFINITIONS 1

11.2 INTRODUCTION 7

 A. ESTABLISHING DATE OF ASSET ELIGIBILITY 7

 1. SSI-Related Medicaid, CDCS, PAC, QDWI, QMB, SLIMB, QI-1 and QI-2 7

 2. All Others 8

 B. WHEN INCOME BECOMES AN ASSET 8

 C. DETERMINATION OF THE VALUE OF COUNTABLE ASSETS 8

 D. ACCESSIBILITY OF ASSETS 9

 E. CONVERSION OR SALE OF AN ASSET 10

 F. COMPENSATION FOR LOSS OR DAMAGE 13

11.3 MAXIMUM ALLOWABLE ASSETS 15

11.4 LIST OF ASSETS 16

 A. AGENT ORANGE COMPENSATION 17

 B. BANK ACCOUNTS AND CD's 17

 1. Savings Accounts 17

 2. Christmas Clubs 17

 3. Checking Accounts 17

 4. Certificates of Deposit (CD's) 17

 5. Deposits By Others 18

 6. Dedicated Account For SSI Recipient 18

 C. BONDS - U.S. SAVINGS BONDS 18

 D. BURIAL FUNDS AND PLOTS 18a

 1. Burial Funds 18a

 2. Burial Plots 18a

 E. BUSINESS AND NON-BUSINESS PERSONAL PROPERTY 19

 1. Business Personal Property 19

 2. Non-Business Personal Property 21

 F. CASH ON HAND 22

 CASH SAVINGS 22

 G. COLLECTIONS 22

H.	DISASTER ASSISTANCE	22
I.	EDUCATIONAL GRANTS, LOANS AND SCHOLARSHIPS	23
J.	EITC (Earned Income Tax Credits)	23
K.	EQUIPMENT ESSENTIAL FOR EMPLOYMENT	23
L.	FACTOR VIII OR IX BLOOD PRODUCTS LITIGATION	24
M.	FOOD STAMPS	24
N.	HEMOPHILIA/AIDS SETTLEMENTS AND FUNDS	24
	1. Factor VIII or IX Concentrate Blood Products	24
	2. Ricky Ray Hemophilia Funds	24
	3. <u>Walker v. Bayer, et al</u> Settlements	24
O.	HIGHWAY RELOCATION ASSISTANCE PAYMENTS	25
	URBAN RENEWAL RELOCATION PAYMENTS	25
P.	HOUSEHOLD FURNISHINGS, PERSONAL EFFECTS AND PETS	25
Q.	INCOME TAX REFUNDS	26
R.	INDIAN LANDS AND TRUST FUNDS	26
S.	INSURANCE SETTLEMENTS	26
T.	LIFE INSURANCE (Cash-Surrender Value)	27
U.	LIEAP AND ENERGY CRISIS INTERVENTION PAYMENTS	27
V.	LOANS, NON-EDUCATIONAL	27
W.	LUMP SUM PAYMENTS	28
X.	MUTUAL FUNDS	28
Y.	NAZI PERSECUTION VICTIMS PAYMENTS	29
Z.	PASS ACCOUNT	29
AA.	PENSION FUNDS	29
	1. Cash Value of Pension Funds	29
	2. IRA, KEOGH, 401k or Similar Plan	29
BB.	PRODUCE AND LIVESTOCK FOR HOME CONSUMPTION	30
CC.	REAL PROPERTY	30
	1. Homestead Property	30
	2. Sale Proceeds or Compensation for Loss or Damage	32
	3. Non-Homestead Property	32

4.	Life Estates	37
5.	Real Property Related to Vehicle Maintenance	38
DD.	RECREATIONAL EQUIPMENT	38
EE.	RECREATIONAL VEHICLES	39
FF.	RICKY RAY HEMOPHILIA FUNDS	39
GG.	SATELLITE DISHES	39
HH.	STOCKS	39
II.	SWIMMING POOLS	39
JJ.	TRUST FUNDS	40
1.	Food Stamps	40
2.	AFDC Medicaid, SSI Medicaid, AFDC-Related and SSI-Related Medicaid, CDCS, PAC, QDWI, QMB, SLIMB, QI-1 and QI-2	41
3.	WV WORKS	46
KK.	UNIFORM GIFTS TO MINORS ACT FUNDS	46f
LL.	VEHICLES	46f
1.	Food Stamps	46f
2.	AFDC Medicaid and AFDC-Related Medicaid	47
3.	SSI-Related Medicaid, CDCS, PAC, QDWI, QMB, SLIMB, QI-1 and QI-2	50
4.	WV WORKS	51
MM.	VICTIM COMPENSATION PAYMENTS	52a
NN.	<u>WALKER V. BAYER, ET AL.</u> SETTLEMENTS	52a
11.5	ASSETS OF PERSONS IN SPECIAL CIRCUMSTANCES	52b
A.	FOOD STAMPS	52b
1.	Assets of Those Disqualified, Ineligible or Excluded By Law	52b
2.	Assets of Ineligible Students	52b
3.	Jointly-Owned Assets	52b
4.	Special Considerations Depending on the AG Composition	53
5.	Retroactive Payments	54
6.	Low Profit From The Sale of An Asset	55
7.	Burial Funds	55

B. WV WORKS, AFDC MEDICAID AND AFDC-RELATED MEDICAID 55

1. Assets of Those Disqualified, Ineligible or Excluded By Law 56
2. Assets of Ineligible Students 56
3. Jointly-Owned Assets 56
4. Special Considerations Depending on the AG Composition 60
5. Retroactive Payments 60
6. Low Profit From The Sale of An Asset 60
7. Burial Funds 60

C. SSI-RELATED MEDICAID, CDCS, PAC, QDWI, QMB, SLIMB, QI-1 and QI-2 60a

1. Assets of Those Disqualified, Ineligible or Excluded By Law 60a
2. Assets of Ineligible Students 60b
3. Jointly-Owned Assets 60b
4. Special Consideration Depending on the AG Composition 62
5. Retroactive Payments 62
6. Low Profit From The Sale of An Asset 62a
7. Burial Funds 62a

11.6 DETERMINING COUNTABLE ASSETS 65

A. FOOD STAMPS 65

B. WV WORKS, AFDC MEDICAID and AFDC-RELATED MEDICAID 65

1. WV WORKS and AFDC MEDICAID 65
2. AFDC-Related Medicaid 65

C. SSI-RELATED MEDICAID, CDCS, PAC, QDWI, QMB, SLIMB, QI-1 and QI-2 65

1. Adults 65
2. Children 65

11.7 TRANSFER OF ASSETS 67

A. FOOD STAMPS 67

B. MEDICAID 68

C. WV WORKS 69

APPENDIX A - LIFE ESTATE TABLE A-1

APPENDIX B - TREATMENT OF MEDICAID ASSETS PRIOR TO 8/11/93 B-1