

Income

10.1 DEFINITIONS 1

10.2 INTRODUCTION 8

10.3 CHART OF INCOME SOURCES 10

 A. ACE 11

 B. ADOPTION ASSISTANCE 11

 C. ADULT FAMILY CARE PROVIDER INCOME 11

 D. ADVANCE PAY 11

 E. AGENT ORANGE PAYMENT PROGRAM 11

 F. AGRICULTURAL STABILIZATION AND CONSERVATION PROGRAMS 11

 G. ALASKAN NATIVE CLAIMS SETTLEMENT ACT PAYMENTS 11

 H. ALLOTMENTS DIVERTED FROM: 11

 1. Military 11

 2. Job Corps 11

 I. AMERICORPS 12

 J. ANNUITY PAYMENTS 13

 K. BASIC ALLOWANCE FOR HOUSING 13

 L. CASH CONTRIBUTIONS FROM: 14

 1. Individuals 14

 2. Charitable Organizations 14

 M. CHILD SUPPORT 15

 1. Current 15

 2. Arrearages 16

 N. CHORE SERVICE PROVIDER INCOME 16

 O. COMMISSIONS 16

Income

P. COMMUNITY DEVELOPMENT BLOCK GRANTS AND LOANS 16

Q. DAY CARE AND OTHER CARE PROVIDER INCOME..... 16

R. DEATH INSURANCE BENEFITS 17

S. DEPOSITS INTO A BANK ACCOUNT 17

T. DISABILITY BENEFITS FROM EMPLOYER..... 17

U. DISASTER ASSISTANCE 17

V. DIVIDENDS 17

W. DOMESTIC VOLUNTEER ACT OF 1973..... 18

X. DRS FUNDS 18

Y. EITC..... 19

Z. EDUCATIONAL INCOME 19

AA. EMERGENCY ASSISTANCE FROM DHHR 19

BB. EMERGENCY CHILD CARE PROVIDER INCOME 20

CC. EMPLOYMENT..... 20

DD. ENERGY ASSISTANCE PAYMENTS OTHER THAN LIEAP 24

EE. FACTOR XIII OR IX BLOOD PRODUCTS LITIGATION..... 24

FF. FHA; FmHA 24

GG. FOOD STAMPS..... 24

HH. FOSTER CARE PAYMENTS..... 25

II. FOSTER GRANDPARENTS PROGRAM 25

JJ. GUARDIANSHIP PAYMENTS..... 25

KK. GSYF 25

Income

LL.	HEMOPHILIA/AIDS SETTLEMENTS AND FUNDS.....	26
1.	Factor XIII Or IX Blood Products Litigation.....	26
2.	Ricky Ray Funds	26
3.	Walker v. Bayer Settlements.....	26
MM.	HUD	27
NN.	INCOME PROTECTION INSURANCE PROCEEDS.....	27
OO.	INCOME TAX REFUNDS	27
PP.	INDEPENDENT LIVING SUBSIDY	27
QQ.	INDIAN SETTLEMENT INCOME.....	28
RR.	IN-KIND PAYMENTS.....	28
SS.	INSURANCE PROCEEDS.....	28
TT.	INTEREST INCOME.....	29
UU.	JOB CORPS	29
VV.	LIEAP.....	29
WW	LOANS.....	30
XX.	MEDICAL INSURANCE REIMBURSEMENTS	31
YY.	NAZI PERSECUTION VICTIMS PAYMENTS.....	32
ZZ.	OLDER AMERICANS ACT	32
AAA.	PENSIONS.....	32
BBB.	PERSONAL CARE PROVIDER INCOME	32
CCC.	PERSONAL INJURY AWARDS	32
DDD.	RAILROAD RETIREMENT	32
EEE.	RENTER'S INSURANCE PROCEEDS.....	32
FFF.	REIMBURSEMENTS.....	32a

Income

GGG.	RELOCATION PAYMENTS	32a
HHH.	RENT AND/OR UTILITY SUPPLEMENTS.....	32a
III.	RENTAL INCOME	32b
JJJ.	REPLACEMENT OF PROPERTY BENEFITS.....	33
KKK.	RETIREMENT BENEFITS.....	33
LLL.	RICKY RAY FUNDS.....	33
MMM.	RSDI.....	33
NNN.	ROOMER/BOARDER PROVIDER INCOME.....	33
OOO.	ROYALTIES	33
PPP.	RSVP.....	33
QQQ.	SALE OF PROPERTY.....	34
RRR.	SCORE.....	34
SSS.	SICK BENEFITS FROM EMPLOYER	34
TTT.	SOCIAL SECURITY PAYMENTS.....	34
UUU.	SPOUSAL SUPPORT OR ALIMONY.....	34
VVV.	SSI.....	35
WWW.	STRIKE BENEFITS	36
XXX.	TANF PAYMENTS	37
YYY.	THIRD-PARTY PAYMENTS.....	38
ZZZ.	TITLE XIX MEDICAID WAIVER PAYMENTS.....	38 a
AAAA.	TRUST ACCOUNT DISBURSEMENTS.....	38 a
BBBB.	UCI	39

Income

CCCC. UNIFORM GIFTS TO MINORS ACT39

DDDD. UNSTATED INCOME39

EEEE. UNIVERSITY YEAR OF ACTION.....39

FFFF. URBAN CRIME PREVENTION PROGRAM.....39

GGGG. U.S. ACTION AGENCY39

HHHH. U.S. SAVINGS BONDS.....39

IIII. VACATION PAY39

JJJJ. VETERAN'S COMPENSATION OR PENSION40

KKKK. VICTIM COMPENSATION PAYMENTS.....41

LLLL. VISTA AND AMERICORPS VISTA41

MMMM. WALKER v. BAYER SETTLEMENTS42

NNNN. WIA.....42

OOOO. WIC42

PPPP. WINNINGS42

QQQQ. WORKERS' COMPENSATION42

RRRR. WV LOCAL HOUSING AUTHORITIES43

SSSS. WV WORKS43

TTTT. YOUTHBUILD PROGRAM.....44

10.4 FOOD STAMP PROGRAM.....45

A. BUDGETING METHOD45

B. INCOME DISREGARDS AND DEDUCTIONS.....58

Income

1.	Earned Income Disregard	59
2.	Standard Deduction	59
3.	Dependent Care Deduction.....	59
4.	Child Support Deduction	60
5.	Homeless Shelter Standard Deduction	61
6.	Medical Expenses	62
	a. Allowable Expenses	62
	b. Consideration of Medical Bills	64
	c. Medical Deduction for Residents of Group Living Facilities.....	67
	d. Categorically Eligible, Retroactive SSI Approvals	67
7.	Shelter/Utility Deduction.....	67
	a. Shelter Costs.....	68
	b. Actual Utility Costs	70
	c. Standard Utility Allowance (SUA)	71
	d. Categorically Eligible, Retroactive SSI Approvals	75
C.	DETERMINING ELIGIBILITY AND BENEFIT LEVEL.....	76
	1. Determining Eligibility	76
	2. Determining Countable Income.....	76
	3. Determining The Amount Of The Benefit	78
D.	SPECIAL SITUATIONS	78
	1. Categorical Eligibility	78
	2. Expedited Service	79
	3. Destitute AG's	79
	4. Income From Self-Employment.....	80
	a. Determining Gross Income.....	81
	b. Determining Gross Profit	82
	5. Migrant Farm Laborers With Seasonal Employment.....	86
	6. Annual Contract Employment.....	87
	7. Educational Income.....	87
	8. Deeming.....	90
	a. Deeming From Disqualified Individuals	90
	b. Failure To Comply With Public Assistance Requirements.....	93
	9. Strikers.....	96
	10. Irregular Income	99
	11. Lump Sum Payments.....	99
	12. Withheld Income	100
	13. Funds Diverted To A PASS.....	100
	14. Unstated Income	100
	15. Spenddown	100
	16. Unavailable Income.....	101
	17. Income Received For A Non-Income Group Member	101

Income

18. Income Received From Military Personnel Deployed to a Designated Combat Zone 101

10.5 RESERVED FOR FUTURE USE 102

10.6 GENERAL INCOME INFORMATION FOR MEDICAID COVERAGE GROUPS ... 103

A. UNCOMPENSATED TRANSFERS OF INCOME 103

B. BUDGETING METHOD 103

C. CATEGORICAL ELIGIBILITY, EXPEDITED SERVICES, DESTITUTE AG'S AND MIGRANT FARM WORKERS..... 117

10.7 AFDC MEDICAID (Categorically Needy, Mandatory) 118

A. BUDGETING METHOD 118

B. INCOME DISREGARDS AND DEDUCTIONS 131

1. Earned Income..... 131

2. Unearned Income..... 134

C. DETERMINING ELIGIBILITY AND BENEFIT LEVEL 134

1. Determining Eligibility - 185% Of Need Test 134

2. Determining Need - 100% Of Need Test..... 135

3. Determining Countable Income 136

D. SPECIAL SITUATIONS 136

1. Categorical Eligibility 136

2. Expedited Service 136

3. Destitute AG's 137

4. Self-Employment Income 137

a. Determining Gross Income..... 137

b. Determining Gross Profit 138

5. Migrant Farm Laborers With Seasonal Employment..... 140

6. Annual Contract Employment..... 140

7. Educational Income..... 141

8. Deeming..... 143

9. Strikers..... 146

10. Irregular Income 146

11. Lump Sum Payments..... 147

12. Withheld Income 153

Income

13. Funds Diverted To A Pass 153

14. Unstated Income 153

15. Spenddown 153

16. Unavailable Income..... 154

17. Income Received For A Non-Income Group Member 154

18. Income Received From Military Personnel Deployed to a Designated
Combat Zone 154

10.8 RESERVED FOR FUTURE USE 155

10.9 TRANSITIONAL MEDICAID (TM) (Categorically Needy, Mandatory) 156

A. SELF-EMPLOYMENT..... 156

B. ANNUAL CONTRACT EMPLOYMENT 156

C. EDUCATIONAL INCOME 156

D. DEEMING 156

E. STRIKERS..... 157

F. IRREGULAR INCOME..... 157

G. LUMP SUM PAYMENTS 157

H. WITHHELD INCOME..... 157

I. FUNDS DIVERTED TO A PASS..... 157

J. UNSTATED INCOME 157

K. SPENDDOWN 157

L. UNAVAILABLE INCOME 157

M. INCOME RECEIVED FOR A NON-INCOME GROUP MEMBER 157

N. Income Received From Military Personnel Deployed to a Designated Combat
Zone..... 158

**10.10 MEDICAID FOR QUALIFIED CHILDREN, REGARDLESS OF BIRTHDATE
(Categorically Needy, Mandatory - Born On Or After 10/1/83;
Optional - Born Prior to 10/1/83)..... 158a**

Income

A.	INCOME DISREGARDS AND DEDUCTIONS.....	158
1.	Earned Income.....	158
2.	Unearned Income.....	158
3.	From Remaining Income.....	160
B.	DETERMINING ELIGIBILITY.....	160
1.	General Rules.....	161
2.	Specific Steps.....	161
C.	SPECIAL SITUATIONS.....	162
1.	Self-Employment.....	162
2.	Annual Contract Employment.....	163
3.	Educational Income.....	163
4.	Deeming.....	163
5.	Strikers.....	163
6.	Irregular Income.....	163
7.	Lump Sum Payments.....	163
8.	Withheld Income.....	163
9.	Funds Diverted To A PASS.....	163
10.	Unstated Income.....	164
11.	Spendedown.....	164
12.	Unavailable Income.....	164
13.	Income Received For A Non-Income Group Member.....	164
14.	Income Received From Military Personnel Deployed to a Designated Combat Zone.....	164
10.11	MEDICAID FOR POVERTY-LEVEL PREGNANT WOMEN (Categorically Needy, Mandatory).....	165
A.	INCOME DISREGARDS AND DEDUCTIONS.....	165
1.	Earned Income.....	165
2.	Unearned Income.....	165
B.	DETERMINING ELIGIBILITY.....	165
C.	SPECIAL SITUATIONS.....	166
1.	Self-Employment.....	166
2.	Annual Contract Employment.....	166
3.	Educational Income.....	166

Income

4.	Deeming.....	167
5.	Strikers.....	168
6.	Irregular Income.....	168
7.	Lump Sum Payments.....	168
8.	Withheld Income.....	168
9.	Funds Diverted To A PASS.....	168
10.	Unstated Income.....	168
11.	Spenddown.....	169
12.	Unavailable Income.....	169
13.	Income Received For A Non-Income Group Member.....	169
14.	Income Received From Military Personnel Deployed to a Designated Combat Zone.....	169
10.12	MEDICAID FOR POVERTY-LEVEL CHILDREN UNDER AGE 1, AGES 1-5 AND AGES 6-18 IF BORN ON OR AFTER 10/1/83 (Categorically Needy, Mandatory).....	170
A.	INCOME DISREGARDS AND DEDUCTIONS.....	170
1.	Earned Income.....	170
2.	Unearned Income.....	170
B.	DETERMINING ELIGIBILITY.....	172
C.	SPECIAL SITUATIONS.....	173
1.	Self-Employment.....	173
2.	Annual Contract Employment.....	173
3.	Educational Income.....	173
4.	Deeming.....	173
5.	Strikers.....	173
6.	Irregular Income.....	173
7.	Lump Sum Payments.....	173
8.	Withheld Income.....	174
9.	Funds Diverted To A PASS.....	174
10.	Unstated Income.....	174
11.	Spenddown.....	174
12.	Unavailable Income.....	174
13.	Income Received For A Non-Income Group Member.....	174
14.	Income Received From Military Personnel Deployed to a Designated Combat Zone.....	174
10.13	MEDICAID FOR CONTINUOUSLY ELIGIBLE NEWBORNS (Categorically and Medically Needy, Mandatory).....	175

10.14 MEDICAID FOR SSI RECIPIENTS (Categorically Needy, Mandatory).....176

10.15 MEDICAID FOR DEEMED SSI RECIPIENTS (Categorically Needy, Mandatory).....177

A. BUDGETING METHOD177

B. INCOME DISREGARDS AND DEDUCTIONS.....177

C. DETERMINING ELIGIBILITY.....177

 1. Method 1177

 2. Method 2178

D. SPECIAL SITUATIONS179

 1. Self-Employment.....179

 2. Annual Contract Employment.....179

 3. Educational Income.....179

 4. Deeming.....179

 5. Strikers.....179

 6. Irregular Income179

 7. Lump Sum Payments.....179

 8. Withheld Income179

 9. Funds Diverted To A PASS.....179

 10. Unstated Income180

 11. Spenddown180

 12. Unavailable Income.....180

 13. Income Received For A Non-Income Group Member180

 14. Income Received From Military Personnel Deployed to a Designated Combat Zone180a

10.16 MEDICAID FOR QUALIFIED MEDICARE BENEFICIARY (QMB), SPECIFIED LOW-INCOME MEDICARE BENEFICIARY (SLIMB) AND QUALIFIED INDIVIDUALS (QI-1) (Categorically Needy, Mandatory).....181

A. INCOME DISREGARDS AND DEDUCTIONS.....181

B. DETERMINING ELIGIBILITY.....181

C. SPECIAL SITUATIONS182

 1. Self-Employment.....182

 2. Annual Contract Employment.....182

Income

3.	Educational Income.....	182
4.	Deeming	182
5.	Strikers.....	182
6.	Irregular Income	182
7.	Lump Sum Payments.....	182
8.	Withheld Income	182
9.	Funds Diverted To A PASS.....	183
10.	Unstated Income	183
11.	Spenddown	183
12.	Unavailable Income.....	183
13.	Income Received For A Non-Income Group Member	183
14.	Income Received From Military Personnel Deployed to a Designated Combat Zone	183
10.17	MEDICAID FOR QUALIFIED DISABLED WORKING INDIVIDUALS (QDWI) (Categorically Needy, Mandatory)	184
A.	INCOME DISREGARDS AND DEDUCTIONS.....	184
B.	DETERMINING ELIGIBILITY.....	184
C.	SPECIAL SITUATIONS	184
10.18	MEDICAID FOR ILLEGAL ALIENS (Categorically Needy, Mandatory)	185
10.19	MEDICAID FOR CHILDREN WITH DISABILITIES, COMMUNITY SERVICE PROGRAM (CDCS) (Categorically Needy, Optional)	186
A.	INCOME DISREGARDS AND DEDUCTIONS.....	186
B.	DETERMINING ELIGIBILITY.....	186
C.	SPECIAL SITUATIONS	186
1.	Self-Employment.....	186
2.	Annual Contract Employment.....	186
3.	Educational Income.....	186
4.	Deeming	186
5.	Strikers.....	186
6.	Irregular Income	187
7.	Lump Sum Payments.....	187
8.	Withheld Income	187
9.	Funds Diverted To A PASS.....	187
10.	Unstated Income	187
11.	Spenddown	187

Income

12. Unavailable Income..... 187

13. Income Received For A Non-Income Group Member 187

14. Income Received From Military Personnel Deployed to a Designated
Combat Zone 187

10.20 MEDICAID FOR AIDS PATIENTS (Categorically Needy, Optional) 188

A. BUDGETING METHOD 188

B. INCOME DISREGARDS AND DEDUCTIONS..... 188

C. DETERMINING ELIGIBILITY 188

D. SPECIAL SITUATIONS 188

**10.21 AFDC-RELATED MEDICAID (Medically Needy, Mandatory for Children and
Optional For Parents)..... 189**

A. BUDGETING METHOD 189

B. INCOME DISREGARDS AND DEDUCTIONS..... 189

1. Earned Income..... 189

2. Unearned Income..... 190

C. DETERMINING ELIGIBILITY..... 191

D. SPECIAL SITUATIONS 192

1. Self-Employment..... 192

2. Annual Contract Employment..... 192

3. Educational Income..... 192

4. Deeming 193

5. Strikers..... 197

6. Irregular Income 197

7. Lump Sum Payments..... 197

8. Withheld Income 198

9. Funds Diverted To A PASS..... 198

10. Unstated Income 198

11. Spenddown 198

a. Procedures 198

b. Whose Medical Expenses May Be Used..... 201

c. Allowable Spenddown Expenses..... 202

12. Unavailable Income..... 205

Income

13. Income Received For A Non-Income Group Member205

14. Income Received From Military Personnel Deployed to a Designated
Combat Zone205

10.22 SSI-RELATED MEDICAID (Medically Needy, Mandatory).....206

A. BUDGETING METHOD206

B. INCOME DISREGARDS AND DEDUCTIONS.....206

1. Earned Income.....206

2. Unearned Income.....208

C. DETERMINING ELIGIBILITY.....209

D. SPECIAL SITUATIONS210

1. Self-Employment.....210

2. Annual Contract Employment.....210

3. Educational Income.....210

4. Deeming210

5. Strikers.....216

6. Irregular Income216

7. Lump Sum Payments.....216

8. Withheld Income216

a. From Earned Income.....216

b. From Unearned Income.....216

9. Funds Diverted To A PASS.....216

10. Unstated Income217

11. Spenddown217

a. Procedures217

b. Whose Medical Expenses May Be Used.....219

c. Allowable Spenddown Expenses 220

12. Unavailable Income.....223

13. Income Received For A Non-Income Group Member223

14. Income Received From Military Personnel Deployed to a Designated
Combat Zone223

10.23 RESERVED FOR FUTURE USE224

10.24 WV WORKS225

A. BUDGETING METHOD225

Income

B.	INCOME DISREGARDS AND DEDUCTIONS.....	237
1.	Earned Income.....	237
a.	Earned Income Disregard.....	237
b.	Dependent Care Deduction.....	237
2.	Unearned Income.....	238
C.	DETERMINING ELIGIBILITY AND BENEFIT LEVEL.....	239
1.	Determining Eligibility - 100% Of Need Test.....	239
2.	Benefit Reductions And Incentives.....	239
a.	Non-AG Members or Non-Disqualified Individuals Living With the AG - Benefit Reduction.....	239
b.	AG Includes Legally Married Parent(s) - Marriage Incentive ..	241
3.	Determining Countable Income.....	243
D.	SPECIAL SITUATIONS.....	244
1.	Categorical Eligibility.....	244
2.	Expedited Service.....	244
3.	Destitute AG's.....	244
4.	Self-Employment Income.....	244
a.	Determining Gross Income.....	245
b.	Determining Gross Profit.....	246
5.	Migrant Farm Laborers With Seasonal Employment.....	248
6.	Annual Contract Employment.....	248
7.	Educational Income.....	249
8.	Deeming.....	249
a.	Ongoing Income.....	249
2.	Lump Sum Payment.....	249
9.	Strikers.....	249
10.	Irregular Income.....	249
11.	Lump Sum Payments.....	249
12.	Withheld Income.....	256
13.	Funds Diverted To A Pass.....	256
14.	Unstated Income.....	256
15.	Spenddown.....	257
16.	Unavailable Income.....	257
17.	Income Received For A Non-Income Group Member.....	257
18.	Income Received From Military Personnel Deployed to a Designated Combat Zone.....	257

Income

APPENDIX A INCOME LIMITS..... A-1

APPENDIX B STANDARD DEDUCTIONS AND **ALLOWANCES** FOR THE
FOOD STAMP PROGRAM B-1

APPENDIX C BASIS OF **FOOD STAMP** ISSUANCE..... C-1

APPENDIX D FOOD STAMP AND WV WORKS PRORATION TABLE D-1

APPENDIX E PAC ELIGIBILITY - METHOD 1 AND METHOD 2..... E-1

APPENDIX F WEST VIRGINIA WORKS REDUCTION SCHEDULES..... F-1