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Determining Disability, Incapacity and Blindness

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This includes, but is not limited to: RSDI, SSI, Workers' Compensation, Black Lung, Veteran's Administration, private insurance or sickness benefits, Medicaid based on incapacity, blindness or disability, including, but not limited to: SSI-related, M-WIN, ADW Waiver, I/DD Waiver and CDCS, etc. If receipt of any of these benefits do not clearly indicate disability, such as a low percentage disability for VA benefits, a physician's statement may still be required.

For RSDI and SSI purposes, being awarded these benefits (approved, but not yet receiving payment, withheld to repay, etc.) is the same as receiving them. Being determined disabled by MRT, but not receiving Medicaid solely due to failure to meet a spenddown, still meets the requirement of establishing disability.

- The individual is a veteran with a service-connected or non-service connected disability, rated or paid as total, under Title 38 of the United States Code.
- The individual is a veteran who is considered by VA to be in need of regular aid and attendance, or permanently housebound, under Title 38 of the United States Code.
- The individual is a surviving spouse of a veteran considered by VA to be in need of aid and attendance, or permanently housebound, under Title 38 of the United States Code.
- The individual is a surviving child of a veteran and considered by VA to be permanently incapable of self-support, under Title 38 of the United States Code.
- The individual is a surviving spouse or child of a veteran, who receives or has been approved to receive, compensation for a service-connected death, or pension benefits for a non-service-connected death, under Title 38 of the United States Code and who has one of the following conditions:
  - Permanent loss of use of both hands, both feet, or one hand and one foot
  - Amputation of leg at hip
  - Amputation of leg or foot because of diabetes mellitus or peripheral vascular diseases
  - Total deafness, not correctable by surgery or hearing aid