

INCOME**LIF DISREGARDS**

Date of acquisition means the date of entry into a binding contract to acquire, construct, or reconstruct the principal residence.

Qualified plan means a business plan which:

- (a) is approved by a financial institution, or by a nonprofit loan fund having demonstrated fiduciary integrity; and
- (b) includes a description of services or goods to be sold, a marketing plan, and projected financial statements; and
- (c) may require the individual to obtain the assistance of an experienced entrepreneurial advisor.

Qualified principal residence is a principal residence (within the meaning of Section 1034 of the Internal Revenue Code of 1986), the qualified acquisition costs of which do not exceed 100% of the area purchase price applicable to such residence (determined in accordance with paragraphs (2) and (3) of section 143 (e) of the Internal Revenue Code).

INSURANCE PAYMENTS - Moneys from insurance payments for the purpose of repairing or replacing a disregarded resource, which was lost, damaged or stolen, are disregarded. Any interest received from such payments is also disregarded.

JOB CORPS - Money received by a family based on the enrollment of a child in the Job Corps.

NATIVE AMERICAN PAYMENTS -Seneca Nation Settlement Act payments made by the State and Federal governments, under P.L. 101-503, to the Seneca Nation.

Distribution to Native Americans of funds appropriated in satisfaction of judgments of the Indian Claims Commission or the United States Court of Federal Claims. This includes up to \$2,000 per year of income for interests of individual Native Americans in trust or restricted lands, from funds appropriated in satisfaction of the Indian Claims Commission or the United States Court of Federal Claims.

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Alaskan Native Claims Settlement Act (ANCSA) distributions. The following distributions from a native corporation formed pursuant to ANCSA are disregarded as income or resources:

- a. cash, to the extent that it does not, in the aggregate, exceed \$2,000 per individual per year;
- b. stock;
- c. a partnership interest;
- d. land or an interest in land; and
- e. an interest in a settlement trust.

NYS DEPARTMENT OF LABOR PAYMENTS - Payments from Youth Education, Employment and Training Programs (Department of Labor programs).

OVERPAYMENTS - The amount of income that is withheld to recover a previous overpayment is not income if the individual received Medicaid at the time of the overpayment and the overpayment amount was included in determining the individual's Medicaid eligibility.

PERSECUTION PAYMENTS - Benefits received by eligible Japanese-Americans, Aleuts, or Pribilof Islanders under the Civil Liberties Act of 1988, the Wartime Relocation of Civilians Law, and the Aleutian and Pribilof Islands Restitution Act.

Payments made to individuals because of their status as victims of Nazi persecution, including: German Reparation Payments; Austrian Reparation Payments made pursuant to sections 500-506 of the Austrian General Social Insurance Act; and Netherlands Reparation Payments based on Nazi, but not Japanese, persecution.

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PREVENTATIVE HOUSING SERVICE - Payments provided as a preventive housing service under 18 NYCRR 423.4(l).

RADIATION EXPOSURE COMPENSATION TRUST FUND PAYMENTS - Payments for injuries or deaths resulting from exposure to radiation from nuclear testing and uranium mining.

ROOM AND/OR BOARD - The first \$60 per month of any income from each boarder and the first \$15 per month from each roomer (lodger). If the A/R can document that the actual expenses incurred in providing the room for the roomer, exceeds \$15 per month, or that the actual expenses incurred in providing room and board for a boarder exceeds \$60 per month, then the actual documented expenses are disregarded.

SSI, SUPPLEMENTAL SECURITY INCOME- Any SSI payments received by the A/R.

STUDENTS - Earned Income - Student earned income as described below:

If the under age 21 A/R is not employed full-time, all earned income is disregarded whether the A/R is a full or part-time student. It is not necessary to verify school attendance, unless there is an indication that the A/R is not attending. The A/R's statement on the application that s/he is a high school student is sufficient.

If the under age 21 A/R is employed full-time, the treatment of earned income depends on whether the A/R is a full or part-time student.

If the under age 21 A/R is a full-time student all earned income is disregarded for a six-month period per calendar year. Thereafter, such income becomes countable.