

RESOURCES
LIF RESOURCE DISREGARDS

Policy:

Not all of the resources available to an A/R are counted when determining his/her financial eligibility for Medicaid. Certain types and amounts of resources are disregarded. After these resources are disregarded, what remain are the A/R's countable resources. All countable resources are compared to the appropriate resource level. (See **RESOURCES LIF RESOURCE LEVEL**)

The following is a list of disregarded resources:

AUTOMOBILES – One automobile of any value is exempt as long as it is being used by the household. A second vehicle may be exempt if there is a medical need for it or it is being used for employment related activities. A third vehicle is also exempt if there is a child under 21 years of age in the household, and they are using this vehicle for school and/or employment/medical purposes. (See **RESOURCES PERSONAL PROPERTY, AUTOMOBILES AND OTHER VEHICLES**)

BLOOD PLASMA SETTLEMENTS - Payments received as a result of a federal class action settlement with four manufacturers of blood plasma products on behalf of hemophilia patients who are infected with human immunodeficiency virus (HIV).

BONA FIDE LOAN - A bona fide loan received by the A/R from an institution or person not legally liable for the support of the A/R. The loan must be a written agreement, signed by the A/R and the lender. The written agreement must indicate: the A/R's intent to repay the loan within a specific time; and how the loan is to be repaid, by specific real or personal property, held as collateral, or from future income. The loan remains an exempt resource as long as it retains the characteristics of a bona fide loan. Any interest accrued is considered unearned income in the month received.

BURIAL SPACES - Items customarily and traditionally used for the remains of deceased persons. (See **RESOURCES BURIAL SPACES**) Burial space items included in the A/R's irrevocable pre-need funeral agreement are exempt. Certain items paid for in full prior to entering into an irrevocable pre-need funeral agreement are also exempt. Burial space items for the A/R's non-applying immediate family member(s) are disregarded. One burial plot or space per immediate family member is disregarded.

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CHILD'S SAVINGS ACCOUNT - A child's savings account under \$500. The funds must be accumulated from gifts from non-legally responsible relatives and/or from the child's own earnings.

DISASTER RELIEF ACT OF 1974

FEDERAL ECONOMIC OPPORTUNITY ACT, TITLE III - Any loan made to a family under Title III of the Federal Economic Opportunity Act.

FEDERAL ENERGY ASSISTANCE PAYMENTS.

FEDERAL RELOCATION ASSISTANCE - Any payment received under Title II of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970.

HOMESTEAD - A homestead, essential and appropriate to the needs of the A/R's household. (See **RESOURCES** REAL PROPERTY HOMESTEAD)

HOSTILE FIRE PAY - Hostile fire pay received while on active Military duty.

*HOUSING AND URBAN DEVELOPMENT (HUD)
COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.*

INDIVIDUAL DEVELOPMENT ACCOUNTS- A trust created in the United States by or on behalf of an individual eligible for Family Assistance and funded through periodic contributions by the establishing individual and matched by or through a qualified entity which are listed below:

- a. An organization which meets the definition of not-for-profit under the Internal Revenue Code of 1986 and is exempt from taxation under section 501(c)(3) of the Code, or
- b. A local district acting in cooperation with an organization described in (a) above. However, neither the state nor local district shall be required to make or match contributions.

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INSURANCE PAYMENTS - Moneys from insurance payments for the purpose of repairing a disregarded resource, which was lost, damaged or stolen, are disregarded. Any interest received from such payments is also disregarded. If the A/R uses the insurance money to purchase a countable resource the value of the countable resource is considered immediately.

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.

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