

INCOME

Description: Income is any payment received by the A/R from any source. Income may be recurring, a one time payment, earned or unearned.

Policy: All income is reviewed to determine if it is available (see page 388) and countable. Certain types of income are disregarded by statute or regulation.

References:

SSL Sect.	366.2
Dept. Reg.	360-4.3 360-2.3
ADMs	93 ADM-29 91 ADM-27

Interpretation: Income is considered in the month it is received. Disregards are subtracted from gross countable monthly income. Disregards are established by statute or regulation (see the appropriate category). Any remaining net monthly income is compared to the appropriate income level (see page 113). Income in excess of the level is considered available to meet the cost of medical care (see page 239). Any amounts retained beyond the month of receipt are considered resources (see page 250).

Lump sum payments (benefit awards, bonuses, year end profit sharing, retroactive pay increases, severance pay, etc.) and windfall payments (inheritances, court settlements, lottery winnings, gifts, etc.) may be considered either income or a resource depending on the category of the A/R and the type of payment (see page 109).

NOTE: Mandatory deductions/payments (taxes, FICA, New York State Disability, etc.) are generally not disregarded.

**Verification/
Documentation:** All income and its availability is verified and documented in the case record. When information cannot be verified, the attempts to verify are documented.

INCOME**EARNED**

Description: Earned income is income received as a result of work activity. This includes wages, salaries, tips, commissions and income received from self-employment.

Policy: Gross earned income is determined and a decision made as to its availability. All applicable disregards are deducted. The remaining amount of earned income is added to any other income to determine the available net income.

NOTE: Mandatory deductions/payments (taxes, FICA, New York State Disability, etc.) are generally not disregarded.

The earned income of any child under 21 who is attending school and who is employed may or may not be disregarded depending on his/her status. For further information regarding student disregards see Income Disregards ***under the specific categorical*** methodology.

References:

SSL Sect.	366.2(a)
Dept. Reg.	360-4.3
	360-4.6