

1924 Provisions

- a. Income and Resource Eligibility policies used to determine eligibility for institutionalized spouses who have spouses living in the community are consistent with 1924.
- b. In the determination of resource eligibility the District of Columbia Resource Standard is the minimum resource standard determined under section 1924 of the Social Security Act.
- c. An institutionalized spouse who (or whose spouse) has excess resources shall not be found ineligible under Title XIX of the Social Security Act, per 1924(c)(3)(C), where the District of Columbia determines that denial of eligibility on the basis of having excess resources would cause an undue hardship.
- d. The amount of the institutionalized spouse's income that could be made available to the community spouse, in accordance with the calculation of the community spouse monthly income allowance under section 1924(d), shall be considered to be available to the community spouse before allocating to the community spouse an amount of additional resources that would be adequate to provide the difference between the minimum monthly maintenance needs allowance and all income available to the community spouse.