

CPI – Continuous Period of Institutionalization
Base allowance – 150% of federal poverty for two (see MA-2270, VI.)
SES – Standard excess shelter cost (see MA-2270, VI.C)

ISP – Institutionalized Spouse
CUSP – Community Spouse
SUA – Standard Utility Allowance
(see Table C, MA-2270)

Combined Maximum – Base Allowance plus excess shelter up to amount listed in MA-2270.

Rules for deeming Income ISP to CUSP

1. ISP must have a legal spouse at point CPI begins; not required to have been living with A/R.
2. **Do not protect income if:** A/R sanctioned for transfer; both are institutionalized; or separated more than 12 months.
(unless a formal/informal agreement for spousal support is being PAID) .

A. Maximum Income Available for Deeming to CUSP

1. A/R's countable income for LTC, step II
2. Subtract \$30 personal needs allowance
3. Subtract any mandatory deductions
4. Subtract A&A/UME portion of VA payment.....
5. Difference is the maximum available for deeming
6. Continue if greater than zero

-
-
-
-
A.5.

B. CUSP's Gross Monthly Income

1. Count all, including SSI, Special Assistance and Work First.
2. Prorate Work First based on # in Work First case.

B.1.

C. Is CUSP's Gross Income (from B., above) greater than or equal to Base Allowance?

1. **YES.** Stop and go to D., below.
2. **NO. GROSS IS LESS, ENTER BASE ALLOWANCE HERE.**
 - a. Subtract CUSP's gross from Base Allowance Gross (B.)
 - (Always round down)
 - b. Result is CUSP's needs CUSP's Needs.....

C.2.
-
C.2.b

- c. Do CUSP's NEEDS exceed or equal maximum available from ISP in A., above?
 - YES. DEEM MAXIMUM AVAILABLE IN A.5., ABOVE.** Do not consider shelter cost. Stop here.
 - NO. NEEDS ARE LESS THAN MAXIMUM IN A.5., ABOVE.** Continue to C.3., below.

3. Are CUSP stated monthly expenses **equal to or less than** the SES in MA-2270?
 - YES.** Shelter costs are equal to or less than SES, **DEEM CUSP's NEEDS** in C.2.b, above. Stop.
 - NO.** Monthly costs exceed SES, continue to D., below.

D. IF CUSP states that SHELTER COSTS exceed SES amount, verify and total the following monthly (prorated) costs:

- a. Rent or mortgage:
- b. Taxes:
- c. Homeowner's or Renter's Insurance.....
- d. Required Maintenance Charges:
- e. Standard Utility Allowance:
- (Refer to **Table C** in MA-2270)

a.
b. +
c. +
d. +
e. +
Total
E.
- \$
E.2

E. Total from Shelter Costs (D., above)

1. Subtract the SES amount from MA-2270.....
2. Result is the excess shelter expense.

Total

(SES)

Key: **A. Maximum available from ISP**
B. CUSP's Gross Income

C. Base Allowance
C.2.b CUSP's Needs

E. Total Shelter cost
E.2 Excess Shelter Costs

F. Enter **Excess Shelter Expense** (see E.2., above).....
 Add to **Base Allowance** to determine total needs.....

E.2.
+
F.
G.1.a.
-
G.1.b

G. Are **TOTAL NEEDS** greater than Combined Maximum listed in MA-2270?

TOTAL NEEDS:

SUBTRACT GROSS INCOME:

- NO.** TOTAL NEEDS are less than or equal to Combined Maximum.
 - SUBTRACT CUSP's GROSS INCOME from TOTAL NEEDS
 - Round down to nearest dollar and go to H.

Adjusted NEEDS:

- YES.** TOTAL NEEDS exceed Combined Maximum.

Combined Maximum:

- Enter Combined Maximum Listed in MA-2270
- SUBTRACT CUSP'S GROSS INCOME
- Round down to nearest dollar and go to H.

(G.2.b.) GROSS:

Adjusted NEEDS:

G.2.a
-
G.2.c

H. Are adjusted needs (from G.1.b or G.2.c above) **LESS THAN** the **maximum available** from ISP?

- YES.**
 - DEEM adjusted needs amount from ISP to CUSP.
 - SUBTRACT adjusted needs from maximum available.
 - RESULT is PML.
- NO.**
 - DEEM maximum available from ISP to CUSP.
 - PML is zero.

NOTE: ISP or CUSP can choose for a lesser amount to be deemed; greater amount must be established by the terms of formal separation, court order, or appeal.

DEPENDENT FAMILY MEMBER ALLOWANCE

Rules for Dependent Family Members (DFM) Allowance

- Dependent must live with CUSP and be claimed as dependent for income tax purposes by either a/r or CUSP.
- There must be income left after subtracting CUSP allowance from maximum available protection.
- DFM allowance for maximum**, refer to MA-2270, VII., is calculated separately for each DFM.

A. **DFM Allowance Amount – Calculate separately for each DFM, as follows:**

- Enter the **Spouse Base Allowance** (see MA 2270, VI.B.)
- Subtract each DFM's gross monthly income, including SSI.
Prorate Work First. Allow no deductions.

Remainder:

- Divide the remainder by 3.
- Round down to the nearest dollar, not to exceed **maximum**.

(for maximum, refer to MA-2270)

- \$
÷ 3

B. **Allocation for Dependents Only** (A/R has dependents, but no spouse.)

- Enter medically needy PLA maintenance amount for number of dependents:
- Enter total gross monthly income of dependents.
 - If the total gross is less than maintenance: Deem difference to dependents.
 - If total gross is equal to or greater than PLA maintenance, do not protect any amount of income for the dependents.

PLA MAIN.

GROSS

DEEM

Note: The amount of income that is deemed to the dependent family member is countable income for the dependent who is a Medicaid applicant or recipient.