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**INSTITUTIONALIZATION**

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**SPOUSAL IMPOVERISHMENT**

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**D. INCOME  
COMPUTATIONS  
FOR IS/CS  
CASES**

Use the following rules governing couples' ownership of income to determine the IS share of income to be counted in determining eligibility based on income. These income rules also apply in the Post Eligibility computation (Medicaid Income) for the IS.

**1. Income  
From Non-  
Trust**

Unless evidence to the contrary is presented:

- Consider income paid to one spouse to be the income of that spouse.
- Consider available to each member of the couple one-half of any income paid to both spouses.
- Consider available to each member of a couple amounts equal to each spouse's proportionate share of income paid in the name of either spouse, or both and at least one other party. When income is paid to both spouses and the couple's individual interests are not specified, consider available to each spouse one-half of their joint interest in the income.
- Consider available to each member of the couple one-half of any income which has no instrument establishing ownership.

**2. Income  
From  
Trust  
Property**

Use ongoing policy regarding trust income except as provided below:

- Consider available to each member of a couple income from trust property in accordance with the specific terms of the trust.
- When a trust instrument is not specific as to the couple's ownership interest, follow the rules specified in Income from Non-Trust Property.

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**3. Deeming  
of IS/CS  
Income  
Prohibited**

Do not deem any CS income to be available to the IS for the purpose of determining the IS eligibility for any month of institutionalization, including the month of entry. Note: If the CS applies for Medicaid under an at-home coverage group, do not deem or combine income of the IS to the CS in the month of entry or any month thereafter. SI income rules apply in this instance.