

MISSISSIPPI DIVISION OF MEDICAID
Eligibility Policy and Procedures Manual

200.08 CHART OF OTHER UNEARNED INCOME EXCLUSIONS

The following chart describes other unearned income exclusions and their treatment:

UNEARNED INCOME	EXCLUSION
<p>Agent Orange Settlement Payments</p> <p>Payments made in connection with the Agent Orange Product Liability Litigation settlement fund</p>	<p>Payments from Agent Orange settlement fund or any other fund established pursuant to the settlement in the Agent Orange liability litigation are excluded from both income and resources.</p> <p>Effective July 2004, interest earned by conserved Agent Orange settlement payments is excluded income.</p>
<p>Austrian Social insurance Payments</p> <p>The nationwide class action lawsuit, Bondy v. Sullivan, involved Austrian social insurance payments based, in whole or in part, on wage credits under Paragraphs 500-506 of the Austrian General Social Insurance Act, which grant credits to person who suffered a loss (imprisoned, unemployed, forced to flee Austria from March 1933 to May 1945 for political, religious or ethnic reasons.</p>	<p>Credits authorized under paragraphs 500-506 of the Austrian General Social Insurance Act are excluded as income.</p> <p>Effective July 2004, interest earned on Austrian social insurance payments retained is excluded from income.</p> <p>Austrian social insurance payments Not based on Paragraphs 500-506 are counted as income.</p>
<p>Child Care Payments Under the Child Care and Development Block Grant Act (CCDBG)</p> <p>Payments to low-income families or to children with special needs for certain childcare activities, such as early childhood development, before and after school services and services designed to permit a parent to continue working.</p>	<p>Payments to a child’s family under the CCDBG are not counted as income. There are no specific resource exclusions for payments made under CCDBG.</p> <p>Other types of child care payments are subject to general policy pertaining to income and income exclusions.</p> <p>NOTE: Payments the child’s family makes to the child care provider using the funds is income to the provider.</p>

MISSISSIPPI DIVISION OF MEDICAID
Eligibility Policy and Procedures Manual

CHART OF OTHER UNEARNED INCOME EXCLUSIONS (Continued)

UNEARNED INCOME	EXCLUSION
<p>Department of Defense (DOD) Payments to Certain Persons Captured and Interned by North Vietnam</p> <p>Payments made under section 657 of the National Defense Authorization Act to an individual (or if deceased, to the surviving spouse or child of any age) captured and interned by the Democratic Republic of North Vietnam as a result of participation in certain military operations.</p>	<p>These payments are excluded from income and resources.</p> <p>Effective July 2004, interest earned on unspent payments is excluded from income.</p>
<p>Energy Employees Occupational Illness Compensation Program Act (EEOICPA)</p>	<p>Lump sum payments made under EEOICPA, including reimbursement for medical expenses, are excluded from income and resources.</p> <p>Effective July 2004, interest earned on unspent payments is excluded from income.</p>
<p>Filipino Veterans Equity Compensation Fund Payments (FVECF)</p> <p>The American Recovery and Reinvestment Act signed February 17, 2009, established a one-time payment to eligible Filipino veterans (or surviving spouse) who aided American troops during World War II. Must file within one year of enactment.</p>	<p>The one-time FVECF payment is excluded from income.</p> <p>The interest earned on an unspent payment is excluded from income.</p>
<p>Food Programs with Federal Involvement</p> <p>SNAP School Lunch Program, Child Nutrition Programs and Nutrition Programs for Older Americans</p>	<p>The value of food or assistance offered under these programs is excluded from income and resources.</p>

MISSISSIPPI DIVISION OF MEDICAID
Eligibility Policy and Procedures Manual

CHART OF OTHER UNEARNED INCOME EXCLUSIONS (Continued)

UNEARNED INCOME	EXCLUSION
<p>Gifts to Children with Life Threatening Conditions</p> <p>Any in-kind gift, not converted to cash, and cash gifts that do not exceed \$2000 in any calendar year from a 501(c)(3) organization (e.g., Make-a-Wish Foundation, other charities or churches) for the benefit of a child under age 18 with a life threatening condition</p>	<p>Such gifts are excluded from income and resources.</p> <p>This exclusion includes a gift to a parent whose income is subject to deeming if the gift is for the benefit of the child and does not exceed the limits discussed above.</p> <p>Interest and dividends earned on funds excluded by this provision are not excluded from income or resources,</p>
<p>HIV and Hemophiliac Settlement Payments</p> <p>Includes payments from Ricky Ray Hemophilia Relief Fund and Susan Walker v. Bayer Corporation, et al, settlement fund)</p>	<p>These payments are excluded from income and resources.</p> <p>The interest earned on retained funds is excluded from income effective July 2004.</p>
<p>Home Produce for Personal Consumption</p> <p>Home produce is food which a person catches in the wild or raises</p>	<p>Home produce is excluded from income if it is consumed by the individual or his household.</p> <p>If home produce is basically raised for home consumption rather than business and the amount of produce traded or sold is small, e.g., extra eggs, home-canned beans, etc., assume the production costs equaled the value of what was received. No income is derived from such a trade or sale.</p> <p>Otherwise, if home produce is sold, but not as a trade or business, the income is unearned. If sold as a trade or business the income is earnings from self employment.</p> <p>Accept the individual's allegations concerning raising, catching and consuming home produce unless there is reason to question it.</p>

MISSISSIPPI DIVISION OF MEDICAID
Eligibility Policy and Procedures Manual

CHART OF OTHER UNEARNED INCOME EXCLUSIONS (Continued)

UNEARNED INCOME	EXCLUSION
<p>Individual Interest in Indian Trust or Restricted Lands Exclusion</p> <p>Including certain Tribal per capita payments and other types of Tribal income distributed or held in trust by the Secretary of the Interior and monies received from the lease or sale of natural resources, and rent or lease income resulting from federally-protected rights on excluded Indian property.</p>	<p>All such payments are considered a converted asset rather than income.</p> <p>NOTE: The \$2000 annual income exclusion allowed for eligibles and deemors since January 1, 1994, on monies derived from individual interests in Indian Trust or restricted lands is <u>no longer applicable</u> since all such payments are considered a converted asset.</p> <p>This does <u>not</u> include gaming revenues, such as the Choctaw bonus payments, which are distributed to individuals on a per capita basis. Gaming revenues are countable income.</p>
<p>Japanese American and Aleutian Restitution Payments</p> <p>Payments by the US government to individual Japanese-Americans or the spouse or parent of an individual of Japanese ancestry and Aleuts who were interned or relocated during WWII. This exclusion also includes payments made by the Canadian government to Japanese-Canadians interned or relocated during WWII.</p>	<p>These payments are excluded from income and resources.</p> <p>Effective July 2004, interest earned on unspent restitution payments is excluded from income.</p>
<p>Nazi Persecution Payments</p> <p>Payments made to individuals because of their status as victims of Nazi persecution includes German Reparation payments and payments under provisions of the Nazi Persecution Victims Eligibility Act</p>	<p>Payments from <u>any</u> source to individuals because of their status as victims of Nazi persecution are excluded from income and resources.</p> <p>Interest on unspent payments on victims of Nazi persecution is excluded from income effective July 2004.</p>

MISSISSIPPI DIVISION OF MEDICAID
Eligibility Policy and Procedures Manual

CHART OF OTHER UNEARNED INCOME EXCLUSIONS (Continued)

UNEARNED INCOME	EXCLUSION
<p>Netherlands WUV Payments to Victims of Persecution</p> <p>Payments by the Dutch Government to Dutch/non-Dutch persons in WWII, who were victims of persecution due to religion, race, beliefs or homosexuality and are presently suffering from disabilities and illnesses as a result of that persecution</p>	<p>WUV payments are excluded from income.</p> <p>Interest earned on unspent WUV payments is excluded from income effective July 2004.</p>
<p>Radiation Exposure Compensation Trust Fund (RECF)</p> <p>Lump sum payments made to individuals who contracted certain diseases after radiation exposure due to nuclear testing and uranium mining.</p>	<p>Payments from RECF are excluded from income.</p> <p>Interest earned on unspent payments is excluded from income effective July 2004.</p>
<p>Refunds of Taxes Paid on Real Property or Food</p> <p>Any amount received from any public agency as a return or refund of taxes paid on real property or on food purchased</p>	<p>These refunds are excluded from income.</p>
<p>Victims' Compensation Payments</p> <p>Payments received from a fund established by a state to aid crime victims.</p>	<p>Any payment received from a fund established by a state to aid victims of crime is excluded from income.</p> <p>Unspent victims' compensation assistance payments are excluded from resources for 9 months following the month or receipt.</p> <p>Interest earned on unspent victims' compensation payments is not excluded from income or resources.</p>