

MISSISSIPPI DIVISION OF MEDICAID

Eligibility Policy and Procedures Manual

302.07.02 PROPERTY ESSENTIAL FOR SELF-SUPPORT - EXCLUDED REGARDLESS OF VALUE OR RATE OF RETURN

The properties essential to self support described in this section include necessary capital and operating assets of a business, e.g., real property, buildings, inventory, equipment, machinery, livestock, motor vehicles, etc. They must be in current use or if not in current use due to circumstances beyond the individual's control, there must be a reasonable expectation that the required use will resume. The following types of properties essential to self support are excluded regardless of value or rate of return:

- Property used in a trade or business
- Government permits which represent authority to engage in an income-producing activity
- Personal property used by an employee in his work

302.07.02A PROPERTY USED IN A TRADE OR BUSINESS

Property essential to self support used in a trade or business is excluded from resources, regardless of the value or rate of return. This is applicable to programs subject to both SSI and liberalized resource policy.

Procedure - SSI and Liberalized Resource Policy

When the individual alleges owning a trade or business property, obtain a statement in regard to:

- Description of the trade or business
- Description of the assets of the trade or business
- The number of years the business has been operated
- Names of any co-owners
- Estimated gross and net earnings of the trade or business for the current tax year

Verification:

Obtain a copy of the current year tax return (Form 1040 with schedules and attachments). Use the return to determine the net self employment earnings and validity of the trade or business. If the current year return is not available, obtain the latest return available