

MISSISSIPPI DIVISION OF MEDICAID

Eligibility Policy and Procedures Manual

CHAPTER 300 - Resources

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304.05.04 TRANSFER OF ASSETS POLICY - MQT's

If the MQT is irrevocable, a transfer of assets has occurred if the resources are no longer available to the client. Resources rendered unavailable are subject to the transfer penalty based on the value of the unavailable resources without consideration of whether the resource would have been excluded under ongoing policy.

304.05.05 UNDUE HARDSHIP - MQT's

The MQT provision may be waived if an undue hardship exists. This means Medicaid should not be denied to an individual under this provision if the individual would be forced to go without life-sustaining services because the trust funds cannot be released. This does not include situations where the trustee simply chooses not to make the trust funds available.