

# MISSISSIPPI DIVISION OF MEDICAID

## Eligibility Policy and Procedures Manual

### **307.01.10 Return of a Transferred Resource**

If a transferred resource is returned to or if compensation is received by the institutionalized individual, the UV is no longer an issue or is reduced as of the date of return. The resource of compensation is evaluated according to normal resource rules in the month of the return. Any portion of a transferred resource that is not returned continues to count as UV which means the penalty period must be re-evaluated.

#### **Recalculation of a Penalty Period**

A penalty period must be recalculated from the month a portion of the resource is returned or additional compensation is received.

**Example:** A transfer of \$10,000 occurred in 10/88 resulting in a 6-month penalty period, or October 1988 – March 1989. In January 1989, \$5,000 is returned to the institutionalized client. The penalty period is then recalculated using UV of \$5,000 transferred in 10/88 which results in a revised period of ineligibility of 3 months or October 1988 – December 1988. .

If the full resource is returned, normal resource rules apply the month of the transfer.

### **307.01.11 Transfer Penalty Involving SSI Months**

The transfer penalty can be imposed during months that an individual receives SSO or is SSI-eligible in a nursing home.

**Example:** An ABD application is filed in December 1988 and a transfer is discovered during the application process. The applicant had entered the nursing home in October 1988 as an SSI eligible and SSI eligibility continued until 12/31/88. The transfer results in a 4-month penalty period. The penalty can be imposed for October 1988 – January 1989 even though SSI eligibility existed October 1988 – December 1988. This would mean no vendor payment would be authorized for the 4-month penalty period.

As a result, specialists need to postpone sending notices on an SSI to ABD applicant advising of eligibility based on SSI until eligibility for ABD is determined which excludes any transfers for the SSI months.