

State Plan under Title XIX of the Social Security Act
State: Texas

MORE LIBERAL METHODS OF TREATING INCOME UNDER SECTION
1902(r)(2) OF THE ACT

[X] Non-Section 1902(f) State

Allow the exclusion of payments made from or interest earned on Texas Save and Match Programs under Texas Education Code, chapter 54, subchapters G, H, and I, and on any qualified tuition program of any state that meets the requirements of the Internal Revenue Service Code of 1986, section 529, for a fund, plan, or tuition program established before the 21st birthday of the beneficiary of the fund, plan, or tuition program by a member of the minor's family. A member of the minor's family means the minor's parent, step-parent, spouse, grandparent, brother, sister, uncle or aunt, whether of whole or half blood or by adoption. Any withdrawal from a fund, plan, or tuition program for purposes other than paying educational expenses of the beneficiary or cancellation of a fund, plan, or tuition program negates the exclusion of payments made from or interest earned on a fund, plan, or tuition program.

This liberal income policy applies to the following groups:

- Individuals who would be eligible for cash assistance if they were not in medical institutions under 1902(a)(10)(A)(ii)(IV) and 42 CFR 435.211;
- Working individuals with disabilities who buy into Medicaid (Medicaid Buy-In program) under 1902(a)(10)(A)(ii)(XIII);
- Children with disabilities in the Medicaid Buy-In for Children under 1902(cc);
- Qualified Medicare Beneficiaries, Specified Low-Income Medicare Beneficiaries, Qualifying Individuals, and Qualified Disabled and Working Individuals under 1902(a)(10)(E), 1905(p), and 1905(s).

*Less restrictive methods may not result in exceeding gross income limitations under section 1903(f)

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This liberal income policy applies to the following groups:

- Qualified children and pregnant women under 1902(a)(10)(A)(i)(III);
- Poverty level pregnant women and infants (133-185% FPL) under 1902(a)(10)(A)(i)(IV);
- Poverty level children under age 6 (133% FPL) under 1902(a)(10)(A)(i)(VI);
- Poverty level children under age 19 (100% FPL) under 1902(a)(10)(A)(i)(VII);
- Medically Needy under 1902(a)(10)(C)(i)(III);
- Independent foster case adolescents under 1902(a)(10)(A)(ii)(XVII).

*Less restrictive methods may not result in exceeding gross income limitations under section 1903(f)

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State Plan under Title XIX of the Social Security Act
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MORE LIBERAL METHODS OF TREATING RESOURCES UNDER SECTION
1902(r)(2) OF THE ACT

[X] Non-Section 1902(f) State

Allow the exclusion of funds held in Texas Save and Match Programs under Texas Education Code, chapter 54, subchapters G, H, and I, and on any qualified tuition program of any state that meets the requirements of the Internal Revenue Service Code of 1986, section 529, for a fund, plan, or tuition program established before the 21st birthday of the beneficiary of the fund, plan, or tuition program by a member of the minor's family. A member of the minor's family means the minor's parent, step-parent, spouse, grandparent, brother, sister, uncle or aunt, whether of whole or half blood or by adoption. Any withdrawal from a fund, plan, or tuition program for purposes other than paying educational expenses of the beneficiary or cancellation of a fund, plan, or tuition program negates the exclusion of resources held in a fund, plan, or tuition program.

This liberal resource policy applies to the following groups:

- Individuals who would be eligible for cash assistance if they were not in medical institutions under 1902(a)(10)(A)(ii)(IV) and 42 CFR 435.211;
- Individuals receiving home and community-based services under 42 CFR 435.217;
- Individuals in institutions who are eligible under a special income level under 42 CFR 435.236;
- Working individuals with disabilities who buy into Medicaid (Medicaid Buy-In program) under §1902(a)(10)(A)(ii)(XIII);
- Qualified Medicare Beneficiaries, Specified Low-Income Medicare Beneficiaries, Qualifying Individuals, and Qualified Disabled and Working Individuals under 1902(a)(10)(E), 1905(p), and 1905(s).

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This liberal resource policy applies to the following groups:

- Qualified children and pregnant women under 1902(a)(10)(A)(i)(III);
- Poverty level infants (133-185% FPL) under 1902(a)(10)(A)(i)(IV);
- Poverty level children under age 6 (133%FPL) under 1902(a)(10)(A)(i)(VI);
- Poverty level children under age 19 (100% FPL) under 1902(a)(10)(A)(i)(VII);
- Medically Needy under 1902(a)(10)(C)(i)(III);
- Independent foster case adolescents under 1902(a)(10)(A)(ii)(XVII).

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ELIGIBILITY UNDER SECTION 1931 OF THE ACT (CONTINUED)

- X The agency uses less restrictive income and/or resource methodologies than those in effect as of July 16, 1996, as follows:
- Allows for exclusion of a child's income from earnings/resources as long as the child is:
 - enrolled and attending school, GED classes, or home-schooled, regardless of the number of hours, and
 - employed less than 30 hours per week;
 - Excludes an additional \$1,000 from a household's resources, resulting in allowing a resource limit of \$2,000. Also, excludes an additional \$2,000 from resources of households with an aged or disabled member, resulting in allowing a resource limit of \$3,000 for these households;
 - Allows a fair market value (FMV) exemption for a household's vehicles. The amount of the exemption is the current food stamp FMV exemption as published in the Food and Consumer Service, U.S. Department of Agriculture regulations;
 - All wages paid by the Census Bureau for temporary employment related to census activities are excluded;
 - Allows the exclusion from income and resources of payments made from or interest earned on Texas Save and Match Programs under Texas Education Code, chapter 54, subchapters G, H, and I, and on any qualified tuition program of any state that meets the requirements of the Internal Revenue Service Code of 1986, section 529, for a fund, plan, or tuition program established before the 21st birthday of the beneficiary of the fund, plan, or tuition program by a member of the minor's family.
- X The agency terminates medical assistance (except for certain pregnant women and children) for individuals who fail to meet TANF work requirements.
- X The agency continues to apply the following waivers of provisions of Part A of Title IV in effect as of July 16, 1996, or submitted prior to August 22, 1996 and approved by the Secretary on or before July 1, 1997.
- Allows removal of the 100-hour rule for meeting the Medicaid deprivation eligibility criteria for two parent families.

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