

**MAD-MR:**

**EFF DATE: proposed**

**TRANSITIONAL MEDICAID ELIGIBILITY – LOSS OF JUL FAMILY MEDICAID DUE TO EARNED INCOME  
INCOME AND RESOURCE STANDARDS  
Tribal Consultation Version 9.18.13**

**TITLE 8 SOCIAL SERVICES**

**CHAPTER 228 TRANSITIONAL MEDICAID ELIGIBILITY - LOSS OF JUL FAMILY MEDICAID DUE TO EARNED INCOME**

**PART 500 INCOME AND RESOURCE STANDARDS**

**8.228.500.1 ISSUING AGENCY:** New Mexico Human Services Department (HSD).  
[8.228.500.1 NMAC - Rp, 8.228.500.1 NMAC, 1-1-14]

**8.228.500.2 SCOPE:** The rule applies to the general public.  
[8.228.500.2 NMAC - Rp, 8.228.500.2 NMAC, 1-1-14]

**8.228.500.3 STATUTORY AUTHORITY:** The New Mexico medicaid program and other health care programs are administered pursuant to regulations promulgated by the federal department of health and human services under Title XIX of the Social Security Act as amended or by state statute. See NMSA 1978, Section 27-1-12 et seq.  
[8.228.500.3 NMAC - Rp, 8.228.500.3 NMAC, 1-1-14]

**8.228.500.4 DURATION:** Permanent.  
[8.228.500.4 NMAC - Rp, 8.228.500.4 NMAC, 1-1-14]

**8.228.500.5 EFFECTIVE DATE:** January 1, 2014, unless a later date is cited at the end of a section.  
[8.228.500.5 NMAC - Rp, 8.228.500.5 NMAC, 1-1-14]

**8.228.500.6 OBJECTIVE:** The objective of this rule is to provide specific instructions when determining eligibility for the medicaid program and other health care programs. Generally, applicable eligibility rules are detailed in the medical assistance division (MAD) eligibility policy manual, specifically 8.200.400 NMAC, *General Medicaid Eligibility*. Processes for establishing and maintaining MAD eligibility are detailed in the income support division (ISD) general provisions policy manual, 8.100 NMAC, *General Provisions for Public Assistance Programs*.  
[8.228.500.5 NMAC - N, 1-1-14]

**8.228.500.7 DEFINITIONS:** [RESERVED]

**8.228.500.8 MISSION:** To reduce the impact of poverty on people living in New Mexico by providing support services that help families break the cycle of dependency on public assistance.  
[8.228.500.8 NMAC – Rp, 8.228.500.6 NMAC, 1-1-14]

**8.228.500.9 NEED DETERMINATION:** Income is not an eligibility factor.  
[8.228.500.9 NMAC - Rp, 8.228.500.9 NMAC, 1-1-14]

**8.228.500.10 RESOURCE STANDARDS:** Resources are not an eligibility factor.  
[8.228.500.10 NMAC - Rp, 8.228.500.10 NMAC, 1-1-14]

**8.228.500.11 INCOME STANDARDS:** Income is not an eligibility factor.  
[8.228.500.11 NMAC - Rp, 8.228.500.11 NMAC, 1-1-14]

**HISTORY OF 8.228.500 NMAC:**

**Pre-NMAC History:** The material in this part was derived from that previously filed with the State Records: ISD 290.1000, Medical Assistance for Woman and Children, filed 11-13-84.

ISD FA 830, Medical Assistance for Woman and Children and AFDC Related Groups, filed 2-10-88.

MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups, filed 8-11-88.

MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 9-8-88.

MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 9-30-88.

MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 12-1-88.

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MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 3-31-89.  
MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 6-8-89.  
MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 12-28-89.  
MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 12-29-89.  
MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 3-1-91.  
MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 6-5-92.  
MAD Rule 837, Transitional Medicaid - Extended Medicaid Benefits to Families Who Lose AFDC Because of Earnings from Employment or Loss of Earned Income Disregard (EID), filed 9-26-94.

**History of Repealed Material:**

MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 6-5-92 - Repealed effective 2-1-95.  
MAD Rule 837, Transitional Medicaid - Extended Medicaid Benefits to Families Who Lose AFDC Because of Earnings from Employment or Loss of Earned Income Disregard (EID), filed 9-26-94 - Repealed effective 2-1-95.  
8.228.500 NMAC, Income and Resource Standards, filed 9-15-13 - Repealed effective 1-1-14.