

**MEDICAID ELIGIBILITY – PARENT CARETAKER  
INCOME AND RESOURCE STANDARDS  
Tribal Consultation Version 9.18.13**

**TITLE 8 SOCIAL SERVICES  
CHAPTER 292 MEDICAID ELIGIBILITY - PARENT CARETAKER  
PART 500 INCOME AND RESOURCE STANDARDS**

**8.292.500.1 ISSUING AGENCY:** New Mexico Human Services Department (HSD).  
[8.292.500.1 NMAC - N, 10-1-13]

**8.292.500.2 SCOPE:** The rule applies to the general public.  
[8.292.500.2 NMAC - N, 10-1-13]

**8.292.500.3 STATUTORY AUTHORITY:** The New Mexico medicaid program is 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.  
[8.292.500.3 NMAC - N, 10-1-13]

**8.292.500.4 DURATION:** December 31, 2013.  
[8.292.500.4 NMAC - N, 10-1-13]

**8.292.500.5 EFFECTIVE DATE:** October 1, 2013, unless a later date is cited at the end of a section.  
[8.292.500.5 NMAC - N, 10-1-13]

**8.292.500.6 OBJECTIVE:** The objective of this rule is to provide eligibility guidelines when determining eligibility for the medical assistance division (MAD) medicaid program and other health care programs it administers. Processes for establishing and maintaining this category of eligibility are found in the affordable care general provision chapter located at 8.291.400 NMAC through 8.291.430 NMAC.  
[8.292.500.6 NMAC - N, 10-1-13]

**8.292.500.7 DEFINITIONS:** Refer to 8.291.400.7 NMAC.  
[8.292.500.7 NMAC - N, 10-1-13]

**8.292.500.8 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.  
[8.292.500.8 NMAC - N, 10-1-13]

**8.292.500.9 RESOURCE STANDARDS:** There are no resource standards for this category of eligibility.  
[8.292.500.9 NMAC - N, 10-1-13]

**8.292.500.10 INCOME STANDARD:**  
A. Financial eligibility: An individual's financial eligibility is based on the rules in this chapter and 8.291.430.11 NMAC.  
B. Income test: In order to become eligible for parent caretaker medicaid, the total countable income of the budget group must be less than the income standard for parent caretaker eligibility found at 8.291.430 NMAC.  
[8.292.500.10 NMAC - N, 10-1-13]

**8.292.500.11 AVAILABLE INCOME:** Determination of eligibility for the assistance unit is made by considering income that is available to the assistance unit and budget group. The amount of countable income is determined pursuant to 8.291.430 NMAC.  
[8.292.500.11 NMAC - N, 10-1-13]

**8.292.500.12 INCOME ELIGIBILITY:** Income from a 30 day-period is used to determine eligibility. Income from a terminated source is not counted. If an amount of income is received less frequently than monthly, that amount is converted by dividing the total income by the number of months the income is intended to cover to determine a modified adjusted gross income for financial eligibility. For the purposes of this calculation, a partial month is considered to be one full month. Income received more frequently than monthly will be converted using the following multipliers:

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- A. four (paid weekly);
  - B. two (paid biweekly/semi-monthly).
- [8.292.500.12 NMAC - N, 10-1-13]

**8.292.500.13 DISREGARDS:** Once a MAGI is calculated, no disregard will be given unless the individual is in receipt of medicare or has reached the age of 65.  
[8.292.500.13 NMAC - N, 10-1-13]

**HISTORY OF 8.292.500 NMAC:** [RESERVED]