

"Recipient" § 5-301

"Temporary cash assistance" § 5-301

"Third party payee" § 5-301

"Work activity" § 5-301

5-315. SSI BENEFITS; REASONABLE SUBSISTENCE; MEDICAID ELIGIBILITY.

(A) INTENT.

SUBSECTIONS (B) AND (C) OF THIS SECTION ARE NOT INTENDED TO CREATE AN INCENTIVE FOR INDIVIDUALS TO SEEK TEMPORARY CASH ASSISTANCE BENEFITS INSTEAD OF EMPLOYMENT.

(B) SSI BENEFITS EXCLUDED.

IN DETERMINING A FAMILY'S ELIGIBILITY FOR THE FIP, THE LOCAL DEPARTMENT SHALL EXCLUDE SUPPLEMENTAL SECURITY INCOME (SSI) BENEFITS PROVIDED TO AN ADULT OR CHILD FAMILY MEMBER.

(C) DETERMINATION WITH REGARD TO REASONABLE SUBSISTENCE.

EXCEPT AS LIMITED BY FEDERAL REQUIREMENTS, THE LEVEL OF TEMPORARY CASH ASSISTANCE, AS DETERMINED BY A LOCAL DEPARTMENT, SHALL:

(1) BE DETERMINED WITH DUE REGARD TO THE AVAILABLE RESOURCES, NECESSARY EXPENDITURES, AND SPECIFIC CONDITIONS OF A FAMILY; AND

(2) BE SUFFICIENT, WHEN ADDED TO ALL OTHER INCOME AND SUPPORT AVAILABLE TO THE CHILD, TO PROVIDE A CHILD WITH A REASONABLE SUBSISTENCE COMPATIBLE WITH DECENCY AND HEALTH.

(D) MEDICAID ELIGIBILITY AFTER EMPLOYMENT.

A RECIPIENT WHO OBTAINS EMPLOYMENT REMAINS ELIGIBLE FOR MEDICAL ASSISTANCE FOR UP TO 12 MONTHS AFTER THE DATE OF EMPLOYMENT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 88A, §§ 50(a), (d), and (h) and 52(h)(3).

In subsection (b) of this section, the requirement that the "local department shall exclude Supplemental Security Income (SSI) benefits" is substituted for the former prohibition against the "Secretary ... includ[ing] in regulations adopted under this subtitle a provision that would count as unearned income ... Supplemental Security Income (SSI) benefits" for brevity and clarity.

Also in subsection (b) of this section, the reference to an "adult or child family member" is substituted for the former reference to an "adult or child who resides in the family" for brevity.

In the introductory language of subsection (c) of this section, the reference to the determination by "a local department" is added for clarity.