

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

STATE: OKLAHOMA

SECTION 1924 PROVISIONS

- A. Income and resource eligibility policies used to determine eligibility for institutionalized individuals who have spouses living in the community are consistent with Section 1924.
- B. In the determination of resource eligibility the State resource standard is \$ 25,000.00.
- C. The definition of undue hardship for purposes of determining if institutionalized spouses receive Medicaid in spite of having excess countable resources is described below:

The countable resources are under the control of community spouse and the community spouse refuses to use the resources for the care of the institutionalized spouse. This refusal places the institutionalized spouse in a life endangering situation with no alternative for care available.

STATE <u>Oklahoma</u>	A
DATE REC'D <u>12-22-89</u>	
DATE APPV'D <u>2-11-92</u>	
DATE EFF <u>10-1-89</u>	
HCFA 179 <u>89-23</u>	

New 10-01-89

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TN NO. 89-23 Approval Date 2/11/92 Effective Date 10/1/89  
Supersedes TN No. None New Page

State OKLAHOMA

Citation	Condition or Requirement
7.	Maintenance standards for community spouses and other dependent family members used to calculate monthly income allowances under Section 1924 of the Act.
a.	Community spouses
_____ 1.	A standard based on the formula contained in Section 1924(d) is used.
<u>X</u> 2.	The maximum standard contained in Section 1924(d)(3)(C).
_____ 3.	A fixed standard which is greater than the minimum standard described in section 1924(d) plus actual shelter costs not to exceed the maximum standard contained in Section 1924(d)(3)(C). The standard used is \$ _____.
b.	Other family members who are dependent.
<u>X</u> 1.	A standard based on the formula contained in Section 1924(d)(1)(C) is used.
_____ 2.	A fixed standard greater than the amount which would be used if the formula described in Section 1924(d)(1)(C) were used. The standard used is \$ _____.
<u>X</u> c.	The standards described above are used for individuals receiving home and community-based waiver services in lieu of services provided in a medical or remedial care institution.

STATE <u>Oklahoma</u>	A
DATE RECD. <u>09-03-96</u>	
DATE APP. <u>10-02-96</u>	
DATE EFF. <u>07-01-96</u>	
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State OKLAHOMA

Citation

Condition or Requirement

d. Definition of dependency

The description of dependency below is used to define dependent children, parents and siblings for purposes of deducting allowances under Section 1924:

Dependency is defined as a person who is being claimed or could be claimed as a tax dependent for income tax purposes.

STATE	<i>Oklahoma</i>	A
DATE RECD	<i>09-03-96</i>	
DATE AP	<i>10-02-96</i>	
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