

**Policy Clarification  
Medicaid  
Long Term Care  
PMN15421440**

**Submitted: 08/05/10**

**Agency: CAOs**

**Citations:**

**Subject: Resources for Home and Community Based Services (HCBS)**

Are resources counted in determining eligibility for medical assistance for a parent who is residing with their child under the age of 21 and is applying for or receiving HCBS? What action must the CAO take if the individual is admitted to an LTC facility?

**Response By: Division of Health Services**

**Date: 08/05/10**

No, the resources of a parent who is applying for or receiving HCBS and is living with their child who is under the age of 21 are excluded. Spousal impoverishment provisions will not be applicable in these situations if the parent is married since the resources of the spouse are excluded as a parent of a child under the age of 21. See 55 Pa. Code

§ 178.84(a) for additional information. When a child under 21 no longer resides with the parent or when the child turns 21, the CAO must evaluate the parent(s) resources as of the date of the change.

This policy **does not** apply to a parent who is applying for or receiving payment of LTC services in an LTC facility.

When an HCBS recipient, who had children under the age of 21 living with them, is admitted to an LTC facility, the resources are no longer excluded. The CAO must complete a review of the available resources and determine resource eligibility for MA LTC for both single and married HCBS recipients as of the date of admission to the LTC facility.