

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State/Territory: SOUTH DAKOTA

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 the minimum standard permitted by law.
- 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 State Agency may waive the period of eligibility due to excess resources if the denial of Medicaid eligibility would seriously threaten the individual's continuing care or well-being.
- D. Income and resource eligibility policies used to determine eligibility for individuals eligible for home and community based services that have spouses living in the home or community are consistent with Section 1924.