



DEPARTMENT OF HEALTH & HUMAN SERVICES

Centers for Medicare & Medicaid Services

Region 10  
2201 Sixth Avenue, MS/RX 43  
Seattle, Washington 98121

Stan Marshburn, Interim Secretary  
Department of Social & Health Services  
Post Office Box 45010  
Olympia, Washington 98504-5010

**RE: Washington State Plan Amendment (SPA) TN #08-030**

Dear Mr. Marshburn:

The Centers for Medicare & Medicaid Services' (CMS) Seattle Regional Office has completed its review of State Plan Transmittal Number #08-030. This amendment allows the ongoing exclusion of temporary census income in the determination of Medicaid eligibility consistent with CMS guidance. The changes are reflected in Supplement 8a to Attachment 2.6-A, page 10 and Supplement 12 to Attachment 2.6-A, pages 3 and 4.

This State Plan Amendment is approved effective October 1, 2008.

If you have any additional questions or require any further assistance, please contact Maria Garza at (206) 615-2542, or by email at [maria.garza@cms.hhs.gov](mailto:maria.garza@cms.hhs.gov).

Sincerely,

Barbara K. Richards  
Associate Regional Administrator  
Division of Medicaid and Children's Health  
Operations

cc:  
Douglas Porter, Assistant Secretary  
Ann Myers, State Plan Coordinator

<b>TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL</b>	1. TRANSMITTAL NUMBER: <b>08-030</b>	2. STATE Washington
	3. PROGRAM IDENTIFICATION: TITLE XIX OF THE SOCIAL SECURITY ACT (MEDICAID)	
FOR: HEALTH CARE FINANCING ADMINISTRATION	4. PROPOSED EFFECTIVE DATE Oct. 1, 2008	
TO: REGIONAL ADMINISTRATOR HEALTH CARE FINANCING ADMINISTRATION DEPARTMENT OF HEALTH AND HUMAN SERVICES		

5. TYPE OF PLAN MATERIAL. (Check One):

NEW STATE PLAN       AMENDMENT TO BE CONSIDERED AS NEW PLAN       AMENDMENT

COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT (Separate Transmittal for each amendment)

6. FEDERAL STATUTE/REGULATION CITATION: <i>Sections 1902(r)(2) and 1931 of the Social Security Act (P+I)</i>	7. FEDERAL BUDGET IMPACT: a. FFY 2009 \$0 b. FFY 2010 \$0
8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT: Supp. 8a to Att. 2.6-A, pages 8, 9, 10 (P+I) Supp. 12 to Att. 2.6-A, pages 3, 4 (P+I)	9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable): Supp. 8a to Att. 2.6-A, <del>page 8</del> addendum (P+I) remove page Supp. 12 to Att. 2.6-A, pages 3, 4, addendum (P+I) remove page (P+I)

10. SUBJECT OF AMENDMENT:  
Census Income Disregard

11. GOVERNOR'S REVIEW (Check One):

GOVERNOR'S OFFICE REPORTED NO COMMENT       OTHER, AS SPECIFIED: Exempt  
 COMMENTS OF GOVERNOR'S OFFICE ENCLOSED  
 NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL

12. SIGNATURE OF STATE AGENCY OFFICIAL: <i>Blake D. Shaw</i>	16. RETURN TO: Ann Myers Department of Social and Health Services Health and Recovery Services Administration 626 8 <sup>th</sup> Ave SE MS: 45504 Olympia, WA 98504-5504
13. TYPED NAME: ROBIN ARNOLD-WILLIAMS	
14. TITLE: Secretary	
15. DATE SUBMITTED: <i>Dec 31, 2008</i>	

**FOR REGIONAL OFFICE USE ONLY**

17. DATE RECEIVED: <b>DEC 31 2008</b>	18. DATE APPROVED: <b>MAR 24 2009</b>
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PLAN APPROVED - ONE COPY ATTACHED

19. EFFECTIVE DATE OF APPROVED MATERIAL: <b>OCT - 1 2008</b>	20. SIGNATURE OF REGIONAL OFFICIAL: <i>Blanca H. ...</i>
21. TYPED NAME: <b>Barbara K. Richards</b>	22. TITLE: <b>Associate Regional Administrator Division of Medicaid &amp; Children's Health</b>

23. REMARKS:  
*Pen & Inc changes authorized by the state on 12/31/08  
Pen & Inc changes authorized by the state on 1/23/2009.*

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State WASHINGTON

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MORE LIBERAL METHODS OF TREATING INCOME UNDER  
SECTION 1902(r)(2) OF THE ACT

11. Wages paid by the Census Bureau for temporary employment related to census activities are excluded for the following eligibility groups:

- Qualified children and pregnant women under 1902(a)(10)(A)(i)(III).
- Poverty level pregnant women and infants (133 –185% FPL) under 1902(a)(10)(A)(i)(IV).
- Poverty level children under age 6 (133% FPL) under 1902(a)(10)(A)(i)(VI).
- Poverty level children under age 19 (100% FPL) under 1902(a)(10)(A)(i)(VII).
- Optional categorically needy groups under 1902(a)(10)(A)(ii) as listed below.
  - 1902(a)(10)(A)(ii)(I) – cash assistance or AFDC eligibles
  - 1902(a)(10)(A)(ii)(IV) – institutionalized cash assistance or AFDC eligibles
  - 1902(a)(10)(A)(ii)(XI) – recipients of optional State supplemental payments
  - 1902(a)(10)(A)(ii)(XV)
  - 1902(a)(10)(A)(ii)(XVI)

*NOTE: The Special Income Level Group under 1902(a)(10)(A)(ii)(V), the Individuals who would be Eligible if in an Institution Group under 1902(a)(10)(A)(ii)(VI), and the Hospice Group under 1902(a)(10)(A)(ii)(VII) cannot be included in this disregard.*

- Medically Needy under 1902(a)(10)(C)(i)(III).
- All aged, blind or disabled groups in 209(b) states under 1902(f).
- QMBs, SLMBs and QIs under 1905(p).

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State WASHINGTON

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ELIGIBILITY UNDER SECTION 1931 OF THE ACT

2. A motor vehicle necessary to transport a physically disabled household member is excluded.
3. An increase in assets is disregarded from the point of application so long as the client remains otherwise continuously eligible.
4. For purposes of the 185% gross income test, income in excess of 185% of the AFDC need standard is excluded.
5. When determining countable income, either fifty percent of all earned income, or \$90 and \$30 and 1/3, (if applicable) and whichever is greater, is exempt.
6. All earned income is excluded in the second or third month for two months starting with the month a family exceeds Section 1931 income standards. This exclusion allows Transitional Medicaid coverage for any family who loses eligibility for Section 1931 Medicaid due to earnings, and will give the family the necessary 12 months of post-1931 eligibility Transitional Medicaid coverage.
7. Diversion cash assistance is not countable as income or a resource in the initial month of Medicaid eligibility.
8. Actual amount of court-ordered child support paid for a child out of the home, is a deduction from earned income.
9. Actual amount of childcare and dependent care, is a deduction from earned income.
10. When determining or re-determining eligibility, a self-employed applicant or recipient may choose to use a standard earned income deduction of \$100 or actual expenses, Whichever is most beneficial.
11. Effective October 1, 2008, disregard the difference between the TANF payment standard by family size and the AFDC payment standard by family size, as described in Supplement 1 to Attachment 2.6-A page 1.
12. All wages paid by the Census Bureau for temporary employment related to decennial census activities are excluded.

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State WASHINGTON

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ELIGIBILITY UNDER SECTION 1931 OF THE ACT

The income and/or resource methodologies that the less restrictive methodologies replace are as follows:

1. And 2. When determining countable resources, the equity value of one car up to \$1500 is exempt.
3. When determining countable resources, the resource limit of any available resources for applicants and recipients may amount up to \$1000.
4. When determining income eligibility, the state applies a gross Income test of 185% of federal poverty level.
5. When determining countable income, \$90 and \$30 and 1/3 are exempt.
6. An increase in earned income is not excluded for two months. A person who has received Medicaid under Section 1931 for less than three months is not eligible for twelve months of transitional Medicaid.
7. Diversion cash assistance did not exist.
8. Court-ordered child support was not an income deduction.
9. Childcare and dependent care earned income deductions were limited to:
  - (a) \$175 per month for a child age two and older; and
  - (b) \$200 per month for a child under the age of two.
10. When determining or re-determining eligibility, actual expenses of a self-employed applicant or recipient were used as an earned income deduction.
11. Wages paid by the Census Bureau for temporary employment related to decennial census activities were counted as earned income.

The agency terminates medical assistance (except for certain pregnant women and children) for individuals who fail to meet TANF work requirements.

The agency continues to apply the following waivers of provisions of part A of title IV in effect as of July 16, 1996, or submitted prior to August 22, 1996 and approved by the Secretary on or before July 1, 1997.

Under Section 402(a)(41) and 402(a)(38) allows the State to provide benefits to families in which the principal earner works 100 or more hours per month.