

**This is an amendment to 8.200.510 NMAC, Sections 11-15, effective 12/11/2018.**

**8.200.510.11 COMMUNITY SPOUSE RESOURCE ALLOWANCE (CSRA):** The CSRA standard varies based on when the applicant or recipient become institutionalized for a continuous period. The CSRA remains constant even if it was calculated prior to submission of a formal MAP application. If institutionalization began:

**A.** Between September 30, 1989 and December 31, 1989, the state maximum CSRA is \$30,000 and the federal maximum CSRA is \$60,000.

**B.** On or after January 1, 1990, the state minimum is \$31,290 and the federal maximum CSRA is \$62,580.

**C.** On or after January 1, 1991, the state minimum is \$31,290 and the federal maximum CSRA is \$66,480.

**D.** On or before January 1, 1992, the state minimum is \$31,290 and the federal maximum CSRA is \$68,700.

**E.** On or after January 1, 1993, the state minimum is \$31,290 and the federal maximum CSRA is \$70,740.

**F.** On or after January 1, 1994, the state minimum is \$31,290 and the federal maximum CSRA is \$72,660.

**G.** On or after January 1, 1995, the state minimum is \$31,290 and the federal maximum CSRA is \$74,820.

**H.** On or after January 1, 1996, the state minimum is \$31,290 and the federal maximum CSRA is \$76,740.

**I.** On or after January 1, 1997, the state minimum is \$31,290 and the federal maximum CSRA is \$79,020.

**J.** On or after January 1, 1998, the state minimum is \$31,290 and the federal maximum CSRA is \$80,760.

**K.** On or after January 1, 1999, the state minimum is \$31,290 and the federal maximum CSRA is \$81,960.

**L.** On or after January 1, 2000, the state minimum is \$31,290 and the federal maximum CSRA is \$84,120.

**M.** On or after January 1, 2001, the state minimum is \$31,290 and the federal maximum CSRA is \$87,000.

**N.** On or after January 1, 2002, the state minimum is \$31,290 and the federal maximum CSRA is \$89,280.

**O.** On or after January 1, 2003, the state minimum is \$31,290 and the federal maximum CSRA is \$90,660.

**P.** On or after January 1, 2004, the state minimum is \$31,290 and the federal maximum CSRA is \$92,760.

**Q.** On or after January 1, 2005, the state minimum is \$31,290 and the federal maximum CSRA is \$95,100.

**R.** On or after January 1, 2006, the state minimum is \$31,290 and the federal maximum CSRA is \$99,540.

**S.** On or after January 1, 2007, the state minimum is \$31,290 and the federal maximum CSRA is \$101,640.

**T.** On or after January 1, 2008, the state minimum is \$31,290 and the federal maximum CSRA is \$104,400.

**U.** On or after January 1, 2009, the state minimum is \$31,290 and the federal maximum CSRA is \$109,560.

**V.** On or after January 1, 2010, the state minimum is \$31,290 and the federal maximum CSRA remains \$109,560.

**W.** On or after January 1, 2011, the state minimum is \$31,290 and the federal maximum CSRA remains \$109,560.

**X.** On or after January 1, 2012, the state minimum is \$31,290 and the federal maximum CSRA is \$113,640.

- Y.** On or after January 1, 2013, the state minimum is \$31,290 and the federal maximum CSRA is \$115,920.
- Z.** On or after January 1, 2014, the state minimum is \$31,290 and the federal maximum CSRA is \$117,240.
- AA.** On or after January 1, 2015, the state minimum is \$31,290 and the federal maximum CSRA is \$119,220.
- BB.** On or after January 1, 2016, the state minimum is \$31,290 and the federal maximum CSRA is \$119,220.
- CC.** On or after January 1, 2017, the state minimum is \$31,290 and the federal maximum CSRA is ~~[\$119,220]~~ \$120,900.
- DD.** On or after January 1, 2018, the state minimum is \$31,290 and the federal maximum CSRA is \$123,600.
- [8.200.510.11 NMAC - Rp, 8.200.510.11 NMAC, 7/1/2015; A/E, 1/1/2016; A/E, 3/1/2017; A/E, 8/30/2018; A, 12/11/2018]

**8.200.510.12 POST-ELIGIBILITY CALCULATION (MEDICAL CARE CREDIT):** Apply applicable deductions in the order listed below when determining the medical care credit for an institutionalized spouse.

DEDUCTION		AMOUNT
<b>A.</b>	Personal needs allowance for institutionalized spouse [ <del>\$69</del> ]	
	(1) July 1, 2018	\$72
	(2) July 1, 2017	\$70
<b>B.</b>	Minimum monthly maintenance needs allowance (MMMNA)	<del>[\$2,002]</del>
	(1) July 1, 2018	\$2,058
	(2) July 1, 2017	\$2,030
<b>C.</b>	The community spouse monthly income allowance (CSMIA) is calculated by subtracting the community spouse's gross income from the MMMNA:	
	(1) If allowable shelter expenses of the community spouse [ <del>exceed \$600</del> ] <u>exceeds the minimum allowance then</u> deduct an excess shelter allowance from community spouse's income that includes: expenses for rent; mortgage (including interest and principal); taxes and insurance; any maintenance charge for a condominium or cooperative; and an amount for utilities (if not part of maintenance charge above); use the standard utility allowance (SUA) deduction used in the food stamp program for the utility allowance.	
	(a) July 1, 2018	\$617
	(b) July 1, 2017	\$609
	(2) Excess shelter allowance may not exceed [ <del>a</del> ] <u>the maximum</u> [ <del>of \$1,024</del> ]	
	(a) July 1, 2018	\$1,032
	(b) Jan. 1, 2018	\$1,060
	(c) July 1, 2017	\$993
<b>D.</b>	Any extra maintenance allowance ordered by a court of jurisdiction or a state administrative hearing officer.	
<b>E.</b>	Dependent family member income allowance (if applicable) calculated as follows: 1/3 X MMMNA - dependent member's income).	
<b>F.</b>	Non-covered medical expenses.	
<b>G.</b>	The maximum total of the community spouse monthly income allowance and excess shelter deduction may not exceed [ <del>\$3,023</del> ] <u>\$3,090</u> .	

[8.200.510.12 NMAC - Rp, 8.200.510.12 NMAC, 7/1/2015; A/E, 3/1/2017; A/E, 8/30/2018; A, 12/11/2018]

**8.200.510.13 AVERAGE MONTHLY COST OF NURSING FACILITIES FOR PRIVATE PATIENTS USED IN TRANSFER OF ASSET PROVISIONS:** Costs of care are based on the date of application registration.

DATE	AVERAGE COST PER MONTH
<b>A.</b> July 1, 1988 - Dec. 31, 1989	\$1,726 per month
<b>B.</b> Jan. 1, 1990 - Dec. 31, 1991	\$2,004 per month
<b>C.</b> Jan. 1, 1992 - Dec. 31, 1992	\$2,217 per month
<b>D.</b> Effective July 1, 1993, for application register on or after Jan. 1, 1993	\$2,377 per month
<b>E.</b> Jan. 1, 1994 - Dec. 31, 1994	\$2,513 per month
<b>F.</b> Jan. 1, 1995 - Dec. 31, 1995	\$2,592 per month

<b>G.</b>	Jan. 1, 1996 - Dec. 31, 1996	\$2,738 per month
<b>H.</b>	Jan. 1, 1997 - Dec. 31, 1997	\$2,889 per month
<b>I.</b>	Jan. 1, 1998 - Dec. 31, 1998	\$3,119 per month
<b>J.</b>	Jan. 1, 1999 - Dec. 31, 1999	\$3,429 per month
<b>K.</b>	Jan. 1, 2000 - Dec. 31, 2000	\$3,494 per month
<b>L.</b>	Jan. 1, 2001 - Dec. 31, 2001	\$3,550 per month
<b>M.</b>	Jan. 1, 2002 - Dec. 31, 2002	\$3,643 per month
<b>N.</b>	Jan. 1, 2003 - Dec. 31, 2003	\$4,188 per month
<b>O.</b>	Jan. 1, 2004 - Dec. 31, 2004	\$3,899 per month
<b>P.</b>	Jan. 1, 2005 - Dec. 31, 2005	\$4,277 per month
<b>Q.</b>	Jan. 1, 2006 - Dec. 31, 2006	\$4,541 per month
<b>R.</b>	Jan. 1, 2007 - Dec. 31, 2007	\$4,551 per month
<b>S.</b>	Jan. 1, 2008 - Dec. 31, 2008	\$4,821 per month
<b>T.</b>	Jan. 1, 2009 - Dec. 31, 2009	\$5,037 per month
<b>U.</b>	Jan. 1, 2010 - Dec. 31, 2010	\$5,269 per month
<b>V.</b>	Jan. 1, 2011 - Dec. 31, 2011	\$5,774 per month
<b>W.</b>	Jan. 1, 2012 - Dec. 31, 2012	\$6,015 per month
<b>X.</b>	Jan. 1, 2013 - Dec. 31, 2013	\$6,291 per month
<b>Y.</b>	Jan. 1, 2014 - Dec. 31, 2014	\$6,229 per month
<b>Z.</b>	Jan. 1, 2015 - Dec. 31, 2015	\$6,659 per month
<b>AA.</b>	Jan. 1, 2016 - Dec. 31, 2016	\$7,786 per month
<b>BB.</b>	Jan. 1, 2017 - Dec. 31, 2017	\$7,485 per month
<b>CC.</b>	Jan. 1, 2018	\$7,025 per month

[8.200.510.13 NMAC - Rp, 8.200.510.13 NMAC, 7/1/2015; A/E, 1/1/2016; A/E, 3/1/2017; A/E, 8/30/2018; A, 12/11/2018]

**8.200.510.14 RESOURCE AMOUNTS FOR SUPPLEMENTAL SECURITY INCOME (SSI) RELATED MEDICARE SAVINGS PROGRAMS (QMB, SLIMB/QII AND QD):** The following resource standards are inclusive of the \$1,500 per person burial exclusion.

<b>A.</b>	Individual	<del>[\$8,780]</del>
	(1) Jan. 1, 2018	\$9,060
	(2) Jan. 1, 2017	\$8,890
<b>B.</b>	Couple	<del>[\$13,930]</del>
	(1) Jan. 1, 2018	\$14,340
	(2) Jan. 1, 2017	\$14,090

[8.200.510.14 NMAC - Rp, 8.200.510.14 NMAC, 7/1/2015; A/E, 8/30/2018; A, 12/11/2018]

**8.200.510.15 EXCESS HOME EQUITY AMOUNT FOR LONG-TERM CARE SERVICES:**

<b><u>A.</u></b>	Jan. 2018	\$572,000
<b><u>[A.] B.</u></b>	Oct. 2017	\$560,000
<b><u>[B.] C.</u></b>	Jan. 2017	\$840,000
<b><u>[C.] D.</u></b>	Jan. 2016	\$828,000
<b><u>[D.] E.</u></b>	Jan. 2015	\$828,000
<b><u>[E.] F.</u></b>	Jan. 2014	\$814,000
<b><u>[F.] G.</u></b>	Jan. 2013	\$802,000
<b><u>[G.] H.</u></b>	Jan. 2012	\$786,000
<b><u>[H.] I.</u></b>	Jan. 2011	\$758,000
<b><u>[I.] J.</u></b>	Jan. 2010	\$750,000

[8.200.510.15 NMAC - Rp, 8.200.510.15 NMAC, 7/1/2015; A/E, 1/1/2016; A/E, 3/1/2017; A, 3/1/18; A/E, 8/30/2018; A, 12/11/2018]