

This is an amendment to 8.102.520 NMAC, Section 9 effective 1/1/2023.

8.102.520.9 EXEMPT INCOME: The following income sources are not considered available for the gross income test, the net income test, and the cash payment calculation:

- A.** medicaid;
- B.** food stamp benefits;
- C.** government-subsidized foster care, if the child for whom the payment is received is not included in the benefit group;
- D.** SSI;
- E.** government-subsidized housing or a housing payment; government includes any federal, state, local or tribal government or a private non-profit or for profit entity operating housing programs or using governmental funds to provide subsidized housing or to make housing payments;
- F.** income excluded by federal law (described in 8.139.527 NMAC);
- G.** educational payments made directly to an educational institution;
- H.** government-subsidized child care;
- I.** earned income that belongs to a child 17 years of age or younger who is not the head of household; only earned income paid directly to the child is considered as belonging to the child;
- J.** up to \$50.00 child support disregard and ~~up to~~ \$100.00 for one child and \$200 for two or more children per month, child support pass-through distributed to the benefit group by the CSED;
- K.** an emergency one-time only payment made by other agencies or programs;
- L.** reimbursements for past or future identified expenses, to the extent they do not exceed actual expenses, and do not represent a gain or benefit to the benefit group, such as expenses for job or job training related activities, travel, per diem, uniforms, transportation costs to and from the job or training site, and medical or dependent care reimbursements and any reimbursement for expenses incurred while participating in NMW work program activities; reimbursements for normal living expenses, such as rent, mortgage, clothing or food eaten at home are not excluded;
- M.** utility assistance payments such as from low-income home energy assistance program (LIHEAP), low-income assistance program (LITAP), or similar assistance programs;
- N.** subsidized private sector employment: as outlined at Subsection B of 8.102.461.12 NMAC.

[8.102.520.9 NMAC - Rp 8.102.520.8.I NMAC, 07/01/2001; A, 11/15/2007; A, 07/15/2010; A, 1/1/2023]