

## 2121 – WIDOW(ER) 1984 (PUBLIC LAW 99-272)

<b>POLICY STATEMENT</b>	Widow(er) 1984 (PL 99-272) is a class of assistance (COA) for an individual who received RSDI and SSI concurrently and became ineligible for SSI due to an adjustment in his/her RSDI disabled widow(er)'s benefit effective 1/84.
<b>BASIC CONSIDERATIONS</b>	<p><b>NOTE:</b> Do NOT determine initial ABD Medicaid eligibility under the Widow(er) 1984 COA on any application filed on or after 7/1/88. Complete annual reviews for continued eligibility on established cases as for any other COA.</p> <p>To be eligible under the Widow(er) 1984 COA the A/R must meet the following conditions:</p> <ul style="list-style-type: none"><li>• The A/R received RSDI and SSI in 12/83.</li><li>• The A/R became entitled to and received an adjustment in his/h RSDI disabled widow(er)'s benefit effective 1/84 that caused SSI termination in the month the increased benefit was actually received.</li><li>• The A/R was continuously entitled to the increased RSDI benefit from 1/84 until the increase was actually received.</li><li>• The A/R is eligible for SSI if the 1/84 increase in the RSDI disabled widow(er) benefit and any subsequent COLAs are disregarded.</li><li>• The A/R meets all basic and financial eligibility criteria.</li></ul> <p><b>NOTE:</b> Length of Stay (LOS) and Level of Care (LOC) are NOT requirements for this COA.</p>

**PROCEDURES**

Complete an annual review of eligibility for individuals currently eligible under the Widower 1984 COA. Refer to Section 2705, Reviews.

Use the following guidelines for completing the review:

Obtain verification from the SSA to verify the following:

- The A/R's receipt of RSDI and SSI in 12/83.
- The A/R's receipt of an increased RSDI disabled widow(er) benefit effective 1/84.
- The A/R's ineligibility for SSI the month increased benefit was actually received.
- The A/R's continuous receipt of an RSDI disabled widow(er) benefit.
- The current amount of the RSDI widow(er)'s benefit and subsequent COLAs.

**PROCEDURES  
(cont.)**

Determine financial eligibility using the current SSI income and resource limits. Refer to Chapter 2500, ABD Financial Responsibility and Budgeting, to determine the following:

- Whose income and resources to consider.
- Which SSI income and resource limit (individual or couple) use.
- Which eligibility budget to complete.

Determine the A/R's countable income by disregarding the following amounts of RSDI income:

- The 1/84 increase in the RSDI disabled widow(er)'s benefit.
- All subsequent COLAs.

**NOTE:** The RSDI claim number will end with a beneficiary identification code (BIC) that includes "W" if the A/R receives RSDI as a disabled widow(er)/disabled surviving divorced spouse.

**NOTE:** Do NOT approved Medicaid using the Widow(er) 1984 COA for any month for which the A/R was eligible for and received a SSI payment.