

TO BE RESCINDED

5101:1-39-31

Medicaid: the home and other real property as resources.

- (A) For purposes of the home resource exemption, a "home" is any shelter used by an individual or spouse as the principal place of residence in which the individual or spouse has a home-ownership interest. The home may be either real or personal property, fixed or mobile, and located on land or water. The home includes the buildings and land used in the operation of the home. Houses, cooperative and condominium apartments, mobile homes, motor homes and houseboats are examples of qualifying homes. A home, regardless of value, is exempt from counting as a resource.
- (B) One homestead per family is totally exempt property. A "homestead" is any shelter in which the applicant/recipient has home-ownership interest and is used by the applicant/recipient as his principal place of residence.
- (1) To be considered a homestead, a mobile home must be on an established location even if it has not been rendered immobile.
 - (2) The homestead includes one home and all adjoining land. "Adjoining land" means land which is not separated by intervening property owned by someone else. Land which is separated only by roads, rivers, streams, etc., is considered to be adjoining.
- (C) An applicant/recipient who is exchanging his home for another through sale and repurchase rather than through a direct trade may, in the course of the transaction, temporarily have in his possession cash in excess of the resource limitation.

Effective: 01/08/2004

R.C. 119.032 review dates: 10/24/2003

CERTIFIED ELECTRONICALLY

Certification

12/29/2003

Date

Promulgated Under: 111.15
Statutory Authority: 5111.02
Rule Amplifies: 5111.02
Prior Effective Dates: 9/3/77, 2/1/79, 10/1/79,
1/3/80, 12/1/84 (Emer.),
2/10/85, 11/1/86 (Emer.),
12/22/86