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 | INFORMATIONAL LETTER |
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TRANSMITTAL: 91 INF-58

TO: Commissioners of
 Social Services

DIVISION: Income
 Maintenance

DATE: October 28, 1991

SUBJECT: Clarification of Policy on Income-Producing Property

SUGGESTED

DISTRIBUTION: Staff Development Coordinators
 Income Maintenance Directors

CONTACT PERSON: Gregory Nolan, Bureau of Income Support Programs at
 1-800-342-3715, extension 4-9313.

ATTACHMENTS: None

FILING REFERENCES

Previous ADMs/INFs	Releases Cancelled	Dept. Regs.	Soc. Serv. Law & Other Legal Ref.	Manual Ref.	Misc. Ref.
		352.12, 352.23(b)(7)		PASB XXI-A-3	

This release informs local districts of a regulatory amendment clarifying the Department's policy on income-producing property.

The Department has received several inquiries from local districts asking if the income-producing property of a public assistance client must be counted toward the \$1,000 resource limit. The Department's position is that counting all income-producing property toward the \$1,000 resource limit is counterproductive to our expressed goal of assisting clients in obtaining or regaining self-sufficiency.

To ensure that the policy is clear, Department regulation 352.23(b)(7) is being added on October 23, 1991 to provide that the following types of income-producing property be exempt from the \$1,000 resource limit when currently in use, or reasonably expected to be used, for the applicant/recipient's livelihood in the near future:

1. business and farm equipment;
2. tools used for employment; and
3. livestock and produce.

Property not in use due to illness, layoff, seasonal changes, etc. continues to be exempt if it is expected to be used to produce income when it becomes practical.

These provisions do not apply to income-producing non-homestead real property which is covered under Department regulation 352.23(b)(6).

This information will be included in the next PASB update.

Oscar R. Best, Jr.
Deputy Commissioner
Division of Income Maintenance