



ADMINISTRATIVE RULES OF MONTANA



37.82.1338 INSTITUTIONALIZED SPOUSE, TRANSFER OF RESOURCES TO COMMUNITY SPOUSE

- (1) Within 90 days of the initial eligibility determination or court order, or within any time period specifically required under the court order, an institutionalized spouse must irrevocably transfer resources:
 - (a) to or for the sole benefit of the community spouse resources which constitute the community spouse's resource allowance; or
 - (b) to or for the sole benefit of the community spouse or a family member, if such transfer is pursuant to a court order.

Authorizing statute(s): Sec. 53-6-113, MCA

Implementing statute(s): Sec. 53-6-131, MCA

History: NEW, 1991 MAR p. 54, Eff. 1/18/91; TRANS, from SRS, 2000 MAR p. 476.