§ 416.430 Eligible individual with eligible spouse; essential person(s) present.

(a) When an eligible individual with an eligible spouse has an essential person (§ 416.222) living in his or her home, or when both such persons each have an essential person, the increase in the rate of payment is determined in accordance with §§ 416.401 through 416.428 and with 416.413 of this part. The essential person’s income is deemed to be that of the eligible individual, and the provisions of §§ 416.401 through 416.428 will apply in determining the benefit of such eligible individual.

[50 FR 31973, June 15, 1985]

§ 416.430 Eligible individual with eligible spouse; essential person(s) present.

(a) When an eligible individual with an eligible spouse has an essential person (§ 416.222) living in his or her home, or when both such persons each have an essential person, the increase in the rate of payment is determined in accordance with §§ 416.413 and 416.532. The income limits must be met based on the entire month and the resource limit must be as of the first day of the month.) We then count the number of days in the month beginning with the day on which you first meet all factors of eligibility through the end of the month. We then multiply the amount of your unprorated benefit for the month by the number of days for which you are eligible for benefits and divide that figure by the number of days in the month for which your benefit is being determined. The result is the amount of the benefit that you are due for the month in which benefits are to be prorated.

[51 FR 13493, Apr. 14, 1986, as amended at 64 FR 31973, June 15, 1999]