

GENERAL CASE MANAGEMENT

Benefits Bulletin and Table

BENEFITS BULLETIN

The table below lists some government and quasi-government benefits often received by obligors. It tells how the CSSD must treat each type of benefit in determining income included in income guidelines calculations, income subject to withholding, and case closure status. Please use the table as a quick reference guide for the specific benefit types listed. For benefit types not listed it may be necessary to consult a staff attorney. Information in the table is considered CSSD policy until revised or replaced.

SUPERSEDES

Benefits Table March 12, 2018

BENEFITS TABLE

Obligor Benefit	Income for Guidelines?	Subject to Income Withholding?	Case Subject to Closure?
Supplemental Security Income (SSI) Title XVI	No	No	Yes, if SSI is sole source of income. See CS 201.5 Identifying Closed Case Status.
Social Security Disability Income (SSDI) Title II	Yes	Yes, if the obligor is not receiving concurrent SSDI and SSI benefits. *	Yes, if concurrent SSI and SSDI is sole source of income. See CS 201.5 Identifying Closed Case Status.
Social Security Retirement (SSR) Title II	Yes	Yes, if the obligor is not receiving concurrent SSR and SSI benefits. *	Yes, if concurrent SSI and SSR is sole source of income. See CS 201.5 Identifying Closed Case Status.
U.S. Military Retirement	Yes	Yes	No
Veterans' Disability	Yes	Maybe, if veteran has waived a portion of retirement pay to receive disability, that portion of benefit is subject to withholding.	No
Railroad retirement	Yes	No, unless there is a Qualified Domestic Relations Order (QDRO) that allows it.	No
Railroad Disability Benefits	Yes	No	No
Railroad Unemployment	Yes	Yes	No
Federal Workers' Compensation	Yes	Yes, but only that portion intended as wage replacement.	No
MT Workers' Compensation	Yes	Yes	No
MT Unemployment Benefits	Yes	Yes	No
Temporary Assistance to Needy Families (TANF)	No	No	No, see CS 201.4 Temporarily Unworkable Cases.
Montana-Administered Retirement/Disability	Yes	Yes	No
Federal Work-Study Wages	Yes	No	No

* Upon determination by the agency that a FIDM action has been taken or an income withholding order has been issued for funds that are SSI, or concurrent SSI and SSDI, or concurrent SSI and SSR benefits, indicating the noncustodial parent's financial account has been incorrectly garnished; funds are returned to the noncustodial parent within 5 business days.