

DATE: June 28, 1999
TO: Local Eligibility Staff and DCSE District Office Staff
SUBJECT: July 1, 1999 Medicaid Policy Changes
FROM: Tom Steinhauser, Interim Medicaid Program Manager, tjs2@email1.dss.state.va.us

The Medicaid Transmittal that will be effective July 1, 1999 contains changes and clarifications in the following areas of policy.

Deprivation

Effective July 1, 1999, the categorical requirement that a child be deprived in order to be eligible for assistance in the (TANF) Temporary Assistance for Needy Families Program is being eliminated. The (PRWORA) Personal Responsibility and Work Opportunity Reconciliation Act, however, severed the automatic eligibility between TANF and Medicaid when a family becomes eligible for TANF. Under PRWORA, in order for a family to qualify for Medicaid under a TANF covered group, they must meet the TANF eligibility requirements in effect on July 16, 1996. As such, for Medicaid purposes, in order to be eligible under a TANF covered group, the requirement that a child be deprived must be met. The policy will clarify that while deprivation is no longer an eligibility condition for TANF, the requirement must be established for Medicaid.

Burial Trusts

Senate Bill 1275 enacted in the 1999 General Assembly increased the maximum burial funds exclusion from \$2500 to \$3500 effective July 1, 1999. The \$3500 maximum burial fund exclusion applies to all covered groups except the categorically needy Family and Children and the (QWDI) Qualified Disabled and Working Individuals. For pending applications use the \$2500 maximum burial funds exclusion for months prior to July. For months on or after July, 1999, use the \$3500 maximum burial funds exclusion in the eligibility determination.

A maximum of \$1500, not \$3500, for burial funds is excluded for each spouse when calculating the resource assessment and the spousal share for married institutionalized individuals.

CMSIP

The transmittal contains a significant change in the policy for referral of CMSIP cases to the Division of Child Support Enforcement. *The Absent Parent/Paternity Information (032-32-501)* form has been revised to provide for the referral of CMSIP cases to DCSE. As such, a the family will no longer be required to file a separate application at DSCE within 45 days of their CMSIP application and the referral to DCSE will be made concurrent with the approval of the CMSIP case.

In addition to the revision to the DCSE referral process, the transmittal also contains several clarifications to the CMSIP policy

While we are working to get this transmittal out as soon as possible, it is doubtful that the policy will be distributed by July 1. Until the transmittal is received, Medicaid eligibility is to be determined in accordance with the changes outlined in this broadcast. Attached is a revised copy of page four of the *Division of Child Support Enforcement Services Referral* form which is to be copied and used for referral of CMSIP cases until the revised form can be distributed.

DIVISION OF CHILD SUPPORT ENFORCEMENT SERVICES REFERRAL

AGENCY USE ONLY		
7) Check Type of Case	Case Number	Date
AFDC/FC Non-Maintenance Child Case	Worker Name/Number	
Medicaid Case	Telephone Number	
Children's Medical Security Insurance Plan (CMSIP) Title XXI	Locality Name/FIPS	

Applicant/Custodial Parent/Custodial Agency Information

Name (Last, First, Middle)	Date of Birth	SSN	Sex	Race
Mailing Address	City/Town	State/Zip	Home Phone #	
Employer Name, Address, Employer's Phone #				
Child's Name	Child's Social Security Number	Child's Date of Birth	Relationship to Applicant	

Division of Child Support Enforcement (DCSE) Services

As a condition of eligibility for Medicaid and CMSIP/Title XXI you must cooperate with DCSE in securing support. CMSIP/Title XXI recipients must accept full services. Medicaid recipients are entitled to receive full services, but may choose to receive the partial services described below.

DCSE Full Services:

- o locating any legal/potentially legal parent of the child and the source/location of income/assets.
- o establishing paternity, if needed, for the child born during a time when the parents were not married.
- o establishing, enforcing and collecting for you and the child current or past due support, including medical support, from anyone who has a legal duty to support the child.
- o endorsing and cashing checks and money orders or other forms of payment which are made out to you for support payments, issuing you checks from the State Treasurer, and providing receipts to the payor.

DCSE Partial Services (for Medicaid applicants only):

DCSE will not pursue financial support but will pursue medical support, which may involve locating absent parents and establishing paternity (as shown above). Electing partial services for any child will automatically result in a determination of ineligibility of the child for CMSIP.

I only want partial services for _____.
(Names of Children)

Child Support services will continue after a Medicaid or CMSIP case closes unless the recipient of services requests that DCSE close the case.

Applicant/Custodial Parent/Custodial Agency Signature: _____ Date: _____

Applicant Refuses to Cooperate

Eligibility Worker Signature: _____ Date: _____