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Director

State of California—Health and Human Services Agency
Department of Health Care Services



ARNOLD SCHWARZENEGGER
Governor

February 18, 2009

TO: ALL COUNTY WELFARE DIRECTORS Letter No.: 09-06
ALL COUNTY WELFARE ADMINISTRATIVE OFFICERS
ALL COUNTY MEDI-CAL PROGRAM SPECIALISTS/LIAISONS
ALL COUNTY HEALTH EXECUTIVES
ALL COUNTY MENTAL HEALTH DIRECTORS
ALL COUNTY MEDS LIAISONS

SUBJECT: NEW FEDERAL POVERTY LEVELS
(Reference: All County Welfare Directors Letter Numbers: 90-42, 91-34, 92-19, 93-16, 94-29, 95-19, 96-17, 97-11, 98-14, 99-15, 00-10, 01-16, 02-13, 03-10, 04-04, 05-13, 06-06, 07-04, 08-05).

The enclosed chart provides the revised poverty level ceilings for most of the Medi-Cal percentage programs. These ceilings are derived from the annual Federal Poverty Level (FPL) figures published in the Federal Register on January 23, 2009 (Volume 74, Number 14, Pages 4199-4201).

For most individuals whose eligibility is based on a percentage of the FPL (including 1931(b) applicants and recipients that receive Retirement, Survivor's, and Disability Insurance (RSDI), Title II income), the effective date of these revised FPL figures is April 1, 2009. However, counties must review all denials and discontinuances for the following groups back to the date specified for each group and reevaluate eligibility based on the revised FPL figures:

- For applicants and recipients of the Medicare Savings Programs (MSP) including Qualified Medicare Beneficiary (QMB), Specified Low Income Beneficiary and Qualified Individual 1 not receiving RSDI, Title II income, counties must apply the new FPL figures retroactively to the date of publication, which is January 23, 2009. Because California has whole month eligibility, individuals whose applications are approved based on the January 23, 2009, date receive QMB coverage for the entire month of January.

- For MSP applicants or recipients that are receiving RSDI, Title II income, counties must review all denials and discontinuances beginning March 1, 2009, and apply the revised FPL.

We have also enclosed a new Sneed v. Kizer prorated FPL chart based on the new poverty levels (100 percent) which are used for Section 1931(b) applicants and some recipients. These are also effective April 1, 2009.

If you have any questions on the FPL chart and Sneed v. Kizer prorate chart, please contact Ms. Cindy Borg at (916) 552-9517. MSP questions should be directed to Ms. Debra Hader at (916) 552-9494.

Original Signed By

Vivian Auble, Chief
Medi-Cal Eligibility Division

Enclosures

**Section 1931(b) Determinations: Sneede v. Kizer
Prorated FPL Income Standard and Property Levels
- April 1, 2009 -**

I. MBU Contains an Adult - May also Include an Unborn		
Person Type	1931(b) Income	Property
Single Parent	\$903	\$3,000
Single Parent with Unborn	\$1,215	\$3,000
Married Couple -Two Adults	\$1,215	\$3,000
Married Couple - with Unborn	\$1,526	\$3,150
Unmarried Couple - Each Unmarried Partner	\$903	\$3,000

II. MBU Contains Adult(s) and Child(ren)
Allow the full non-Sneede Section 1931(b) income/property limits for the MBU based on the number of individuals in the MBU.

III. MBU Contains a Nonparent Caretaker Relative, or Child(ren) with No Parents Living in the Home, or Child(ren) Whose Parent is PA/Other PA or Not in the MFBU
Each MBU receives full non-Sneede(b) income/property limit based on the number of persons in the MBU. If there is a pregnant minor in the MFBU, include the unborn in the pregnant minor's MBU.

IV. MBU Contains Only Children Who Live with One or Both Parents (Not Stepparents) and They Are in the Same MFBU. (Do not include a parent who is PA/other PA and not in the MFBU. Also, if there is a pregnant minor in the MFBU, her unborn is considered as another child in the pregnant minor's MBU.)				
No. of Children in MBU	One Parent		Two Parents	
	Prorated Income	Prorated Property	Prorated Income	Prorated Property
1	\$608	\$1,500	\$509	\$1,050
2	\$1,018	\$2,100	\$919	\$1,650
3	\$1,379	\$2,475	\$1,290	\$2,070
4	\$1,720	\$2,760	\$1,641	\$2,400
5	\$2,051	\$3,000	\$1,981	\$2,679
6	\$2,377	\$3,215	\$2,314	\$2,925
7	\$2,700	\$3,413	\$2,642	\$3,150
8	\$3,019	\$3,600	\$2,967	\$3,360
9	\$3,338	\$3,780	\$3,290	\$3,437
10	\$3,655	\$3,819	\$3,610	\$3,500

Note 1: Add \$312 for each additional child after 10 to Sec. 1931(b) income standards to determine prorated income standards, then compute using formula, below.

Note 2: $(\text{No. Children in MBU}) / (\text{No. Parents in MFBU} + \text{No. Children in MBU})$ multiplied by 1931(b) income standard for a budget unit of Parent(s) in MFBU + Child(ren) in MBU = Prorated Income in Part IV

2009 FEDERAL POVERTY LEVEL CHART

Effective 04/01/09*

Persons	Monthly MMNL(\$)	MMNL as % of FPL	100%(\$) Monthly	Annual(\$) 100% FPL	120% Monthly (\$)	133% Monthly (\$)	135% Monthly (\$)	185% Monthly (\$)	200% Monthly (\$)	250% Monthly (\$)
1	600	67	903	10830	1083	1201	1219	1670	1805	2257
2	750	62	1215	14570	1457	1615	1640	2247	2429	3036
2 Adults	934	77	1215	14570	1457	1615	1640	2247	2429	3036
3	934	62	1526	18310	1831	2030	2060	2823	3052	3815
4	1100	60	1838	22050	2205	2444	2481	3400	3675	4594
5	1259	59	2150	25790	2579	2859	2902	3976	4299	5373
6	1417	58	2461	29530	2953	3273	3323	4553	4922	6153
7	1550	56	2773	33270	3327	3688	3743	5130	5545	6932
8	1692	55	3085	37010	3701	4102	4164	5706	6169	7711
9	1825	54	3396	40750	4075	4517	4585	6283	6792	8490
10	1959	53	3708	44490	4449	4931	5006	6859	7415	9269
addn'l member add:	14		312	3740	374	415	421	577	624	780

\$35: = for Resident in LTC Facilities

MMNL: = for Medically Needy Program

100% FPL: = for Qualified Medicare Beneficiary (QMB) Program; and
 =for Children Ages 6 Up to 19 Percent Program; and
 =for FPL Program for Aged and Disabled; and
 = for Section 1931 Applicants and for Certain Recipient's

120% FPL: < for Specified Low Income Beneficiaries

135% FPL: = Qualified Individual 1 Program

133% FPL: = for Children Ages 1 Up to Age 6

185% FPL: = for Transitional Medi-Cal (TMC)

200% FPL: = for Qualified Working Disabled Individuals; and
 = for Pregnant Women and Infants Up to Age 1 (disregard is in the 200% FPL)

250% FPL: = for Healthy Families Program, and for Working Disabled Program

*For applicants and recipients of the Medicare Savings Programs (MSP-includes Qualified Medicare Beneficiary, Specified Low Income Beneficiary, and Qualified Individual 1 programs) not receiving RSDI Title 11 income, the FPL figures are effective the date of publication, which is January 23, 2009 for MSP applicants or recipients that are receiving RSDI Title II income, the new FPL figures are effective March 1, 2009.

Notes:

"=" means: eligibility if budget unit income is equal to less than income limit.

"<" means: eligibility if budget unit income is less than income limit

Figures in above chart are rounded up to the next dollar where necessary.