STATE OF CALIFORNIA—HEALTH AND WELFARE AGENCY

GEORGE DEUKMEJIAN, Governor

DEPARTMENT OF HEALTH SERVICES
714/744 P STREET
SACRAMENTO, CA 95814

September 28, 1985

TO: All County Welfare Directors
County Administrative Officers

Letter No.: 85-66

PROPER MAIL ADDRESS ON THE ALIEN STATUS VERIFICATION FORM (CA 6)

There have been several recent inquiries regarding the use of a mailing address, on the CA 6 form, which differs from the applicant's actual mailing address as shown on the Application for Public Assistance Form (CA 1) and Statement of Fact Form (MC 210). This letter is to advise you that the same mailing address must be used on all forms supporting the application for Medi-Cal benefits.

The reason for the above policy is to establish the applicant's residence and to ensure that mail intended for the applicant reaches him/her.

It is clear that the legislative intent of Section 14007.5 of the Welfare and Institutions Code (W&IC) is to allow presumptive Medi-Cal eligibility pending Immigration and Naturalization Service (INS) verification of the alien's residence status. This objective can not be satisfied unless INS is able to notify the alien to appear at an INS office to discuss his/her residence status. Since there is no assurance that an INS notice sent to a third party address would reach the alien, use of such address on the CA 6 form would subvert the intent of the law. For example, an alien who uses an address on the form other than one where his/her mail is routinely received might argue with sincerity that he/she did not receive a notice of an INS interview and that he/she should not be discontinued from Medi-Cal because he/she has good cause for failing to cooperate with INS.

In order to ensure that the intent of the law is carried out and to explain this policy, staff has developed the attached procedures. These procedures detail the requirements of a proper mail address on the CA 6 and are effective immediately. These procedures will be included in the next update to the Medi-Cal Eligibility Manual.

If you have any questions, please contact Les Newman at (916) 324-4968.

Sincerely,

Original signed by

Doris Z. Soderberg, Chief
Medi-Cal Eligibility Branch

cc: Medi-Cal Liaisons
Medi-Cal Program Consultants

Expiration Date: October 30, 1985

7b - CA 6 PROCEDURES AND IMMIGRATION AND NATURALIZATION SERVICE (INS) ADDRESSES AND INQUIRY PROCEDURES

1. County Responsibilities

   a. Explain eligibility via the CA 6 process to all alien Medi-Cal applicants who have no documentation or who do not have currently valid documentation of legal entry. Expired documentation is not valid. Persons who have current documentation of legal entry which is temporary in nature cannot establish eligibility through the certification process.

   b. Ensure that the mailing address on the CA 6 is the same as the one used on the CA 1 and MC 210. This address is normally the residence address but could also be an address where the alien receives all his/her mail.

      This requirement is necessary because a mailing address on the CA 6 which differs from the applicant's actual mailing address (as shown on the CA 1 and MC 210) is inconsistent with the purpose of the CA 6. The intent of the CA 6 process is to allow presumptive Medi-Cal eligibility pending INS verification of the alien's residence status. This objective can not be satisfied unless INS is able to notify the alien to appear at an INS office to discuss his/her residence status.

   c. Grant eligibility to otherwise eligible undocumented aliens who have completed and signed form CA 6. Eligibility should be granted pending verification from INS even if the alien has stated that he/she is in the country illegally.