STATE OF CALIFORNIA—HEALTH AND WELFARE AGENCY

GEORGE DEUKMEJIAN, Governor

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

July 25, 1989

TO: All County Welfare Directors
All County Administrative Officers

Letter No.: 89-57

SUBJECT: REVISED INSTRUCTIONS FOR USE OF MEDI-CAL FORM MC 13

This letter transmits the revised version of the Instructions for Medi-Cal form MC 13, Statement of Citizenship, Alienage and Immigration Status. The original Instructions were sent to you as Attachment C to All County Welfare Directors Letter (ACWDL) 88-87 issued on December 12, 1988.

You will note that the correct names for the two levels of benefits provided to aliens are "full Medi-Cal benefits" and "restricted Medi-Cal benefits". The forthcoming final IRCA/OBRA regulations will give each of these terms a precise definition. We recommend that you always use these wordings so as to avoid any ambiguity when communicating with the public.

Procedures Section 7F, which deals with documentation of acquired and derived U.S. citizenship and the naturalization process, will be sent to you soon as an enclosure with an ACWDL. Nationals of Poland, Uganda, Ethiopia or Afghanistan granted extended voluntary departure on a nationality group basis were discussed in ACWDL 89-43 (New IRCA Aliens).

If you need additional information about how to use the MC 13 form, please contact any of the Eligibility Policy analysts assigned to alienage.

Sincerely,

Original signed by

Frank S. Martucci, Chief
Medi-Cal Eligibility Branch

Enclosure

cc: Medi-Cal Liaisons
Medi-Cal Program Consultants

Expiration Date: July 24, 1990

INSTRUCTIONS
STATEMENT OF CITIZENSHIP, ALIENAGE AND
IMMIGRATION STATUS, FORM MC 13

One of these forms must be completed for every Medi-Cal-only applicant or beneficiary. Make certain that the applicant, or an adult MFBU member acting on his or her behalf, supplies all appropriate information. In cases where the applicant is a child, incapable, incompetent or deceased, the same person who signs the MC 210 must complete the MC 13.

Pursuant to court order, persons requesting restricted Medi-Cal benefits are required to give their name but cannot be questioned about their status as a citizen or an alien. This is why such applicants do not complete Sections C, D or E of the form. These applicants, if otherwise eligible, should be issued restricted Medi-Cal benefits cards without further delay.

Applicants for full Medi-Cal benefits are asked to state whether they are citizens or nationals of the U.S. or aliens. Those who indicate they are aliens and claim to have an immigration status that would entitle them to full benefits have 30 days (or the time it takes to determine their eligibility, whichever is longer) to present documentation of satisfactory immigration status (SIS), by means of alien registration or other INS-issued documents. Such applicants, if otherwise eligible, receive full Medi-Cal benefits during the opportunity-to-submit-documents period and during the time it takes INS to either verify the claim to SIS or to report that it is not substantiated.

The requirement that applicants for full benefits must submit original documents which establish SIS shall be considered to be met if the alien presents an INS application fee receipt for replacement copies of lost, stolen or unreadable documents or other INS-issued proof of lawful admission for permanent residence, PRUCOL, or amnesty status. In many cases, it will not be necessary to refer aliens to INS; you can, instead, simply ask them to bring in documents which they left at home when they first applied.

County Use Only Section: The county worker should enter the requested information, check the applicable boxes, date and sign the form as indicated.

IRCA aliens can be identified from codings on their alien registration documents. Temporary Resident Cards (INS form I-688) contain the Immigration and Nationality Act section number on the front of the card: INA 210 = special agricultural worker (SAW), INA 210A = replenishment agricultural worker (RAW), INA 245A = pre-1982 entrant or a national of Poland, Uganda, Ethiopia or Afghanistan granted extended voluntary departure on a nationality group basis. Alien Registration Receipt Cards (INS form I-551) contain this information as one of the following codings in the "class" blank on the front of the card: S16 or S26 = SAW; R16 or R26 = RAW; W16, W26, or W36 = pre-1982 entrant or special nationality group EVD alien.

Persons claiming to be U.S. citizens or nationals of the U.S. or to have a status which entitles them to full benefits who list a birthplace outside of the U.S. or its outlying possessions should be required to present documents which establish that they are American Indians born in Canada; are "permanent nonimmigrants" from Micronesia or the Marshall Islands; have been naturalized or have acquired or derived U.S. citizenship. (See Procedures Sections 7D and 7F)

If a secondary SAVE verification is necessary, copy all printed sides of the documents the alien presents and be sure that the copies you send to INS are readable.