STATE OF CALIFORNIA—HEALTH AND WELFARE AGENCY

GEORGE DEUKMEJIAN, Governor

DEPARTMENT OF HEALTH SERVICES
714/744 P STREET
.O. BOX 942732
SACRAMENTO, CA 94234-7320

November 16, 1989
Letter No.:89-96

TO: All County Welfare Directors
All County Administrative Officers

SUBJECT: IRCA/OBRA QUERIES

All County Letter 89-41 was developed to disseminate policy to counties on situations relative to IRCA/OBRA. Some of the questions and answers addressed in this letter were results from the injunction brought about by the Ruiz v. Kizer and Crespin v. Kizer lawsuits.

After further negotiations with plaintiff's counsel regarding the lawsuits, we agreed to change the answer to Question #11 according to the terms outlined in the injunction.

Question #11 in ACWDL 89-41 stated:

> "An alien receiving restricted Medi-Cal benefits now requests full Medi-Cal benefits. He has recently entered LTC, and now claims to have SIS, but he has provided no documentation of it. Should the county grant full benefits presumptively while he obtains documentation?"

The revised answer is:

> "Yes, grant full benefits presumptively while he obtains documentation. Give him thirty days to provide you the documentation and reduce his benefits to restricted if he fails to do so. If he claims to have SIS based on PRUCOL, follow the new procedures for seeking PRUCOL from INS. Full benefits will be effective in the month he notifies you of his change in status."

This change in procedure is effective immediately. If you have any questions, please contact Linda Hayes at (916) 323-6954, ATSS 8-473-6954.

Sincerely,

Original signed by

Frank Martucci, Chief
Medi-Cal Eligibility Branch

cc: Medi-Cal Liaisons
Medi-Cal Program Consultants

Expiration Date: November 16, 1990