STATE OF CALIFORNIA—HEALTH AND WELFARE AGENCY

GEORGE DEUKMEJIAN, Governor

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

TO: All County Welfare Directors
All County Administrators

April 26, 1990
Letter No: 90-41

SUBJECT: AFDC RECIPIENTS TERMINATED DUE TO FAILURE TO PARTICIPATE IN GAIN

The purpose of this letter is to inform you that an Aid To Families With Dependent Children (AFDC) recipient (parent or caretaker relative) who is terminated due to his/her failure to participate in the Greater Avenues for Independence (GAIN/JOBS) program is also not eligible for Medi-Cal Only as an AFDC-MN parent or caretaker of a deprived child even if the child continues on the AFDC program. Such individuals, however, may be determined eligible for Medi-Cal Only on some other basis such as pregnancy or disability.

A child at age 16 and 17 may also be required under the AFDC program to participate in GAIN/JOBS if he/she is not in school. Should he/she be terminated from AFDC due to failure to participate, the child also would not be eligible for Medi-Cal-only as AFDC-MN. The child, however, could receive Medi-Cal on some other basis, e.g. a medically indigent person.

In addition, if the terminated child were the only child in the household, the parent(s) would be discontinued from the AFDC program and would also lose AFDC-MN linkage since the child is not AFDC-MN. This latter AFDC policy will change to allow parents to continue receiving AFDC even though the only child is terminated. The Department of Social Services anticipates implemention of this change effective sometime after July 1, 1990. Currently, terminated parents would have to be eligible on some other basis, (e.g., pregnancy, disability, etc.) to receive Medi-Cal (Title 22, Section 50205).

Counties must grant temporary continuing Medi-Cal under Edwards v. Kizer pending a determination as to whether the individual, spouse, and/or child are eligible under another Medi-Cal program such as Medically Indigent, i.e., persons under 21 years of age or persons 21 years or older who are pregnant or residing in a skilled nursing facility or intermediate care facility (Title 22, Section 50251). If, however, it can be determined at the

or persons 21 years or older who are pregnant or residing in a skilled nursing facility or intermediate care facility (Title 22, Section 50251). If, however, it can be determined prior to the effective date of AFDC termination that the individual, spouse, or child is not eligible for another Medi-Cal program and timely and adequate notice is issued, temporary continuing Medi-Cal must not be granted.

If you have any questions, please contact Marge Buzdas at (916) 324-4972.

Sincerely,

ORIGINAL SIGNED BY

Frank S. Martucci, Chief
Medi-Cal Eligibility Branch

cc: Medi-Cal Liaisons
Medi-Cal Program Consultants

Expiration Date: April 26, 1991