STATE OF CALIFORNIA—HEALTH AND WELFARE AGENCY

EDMUND G. BROWN JR., Governor

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

December 22, 1982

To: All County Welfare Directors

Letter No. 82-72

AFDC-U STATE ONLY AND EA-UP DISCONTINUANCE PROCESS -- NOTICE OF ACTION WORDING

This letter is to provide you with the draft regulations and the following suggested wording for the Notice of Action to be used for discontinuing Medi-Cal eligibility for adults receiving automatic Medi-Cal through the state-only AFDC-U and EA-UP programs:

> You have been receiving Medi-Cal benefits under the state-only AFDC-U or EA-UP program. The state law has changed and you will no longer be eligible to receive Medi-Cal beginning January 1, 1983. In accordance with Welfare and Institutions Code, Section 14005.1 amended by Chapter 1594, Statutes of 1982, persons 21 years of age or over who are eligible for cash assistance under the state-only AFDC-U program and the EA-UP program are no longer eligible to receive a Medi-Cal card.

Counties should include an explanation that this group may be eligible for benefits under CMSP.

If you have any questions, please contact your Medi-Cal Program Consultant.

Sincerely,

Original signed by

Madalyn M. Martinez, Chief
Medi-Cal Eligibility Branch

Enclosure

cc: Medi-Cal Liaisons
Medi-Cal Program Consultants

Informative Digest

Until January 1, 1983 Medi-Cal regulations and state law (Welfare and Institutions Code, Section 14005.1) provide automatic Medi-Cal eligibility for adults receiving Emergency Assistance (EA) or state-only AFDC-U aid payments. These adults are eligible as public assistance recipients; however, there is no federal financial participation under Title XIX for their medical services.

SB 2012 (Chapter 1594, Statutes of 1982) eliminated Medi-Cal eligibility, as of January 1, 1983 for these groups. As a result, the regulations are revised to exclude those persons who are over 21 years of age and receiving EA or state-only AFDC-U since federal financial participation under Title XIX of the Social Security Act is not obtainable.

Statement of Reasons

The purpose of these regulations is to implement the provisions of Section 18, Chapter 1594, Statutes of 1982 (SB 2012) which amended Section 14005.1 of the W&IC. This change eliminates Medi-Cal coverage for adults who receive Emergency Assistance (EA) or state-only AFDC-U coverage.

Regulation changes are necessary to interpret the legislation and to ensure uniform eligibility determinations by county welfare departments throughout the State. Current Medi-Cal regulations provide Medi-Cal coverage for all family members in a situation where the unemployed parent either has no connection to the labor force or has been unemployed less than 30 days. There is no provision in federal law or regulation to allow federal financial participation under Title XIX for medical services for EA or the state-only AFDC-U program.

The anticipated total General Fund savings are $567,320 for Fiscal Year 1982-83 and $1,727,000 for 1983-84.

SB 2012 changed the existing law to eliminate Medi-Cal coverage for the adults receiving EA or state-only AFDC-U. To accomplish this the following regulation changes are made.

- Section 50227 is amended to exclude from Medi-Cal eligibility those persons who are over 21 years of age and receiving EA or state-only AFDC for which federal financial participation under Title XIX is not obtainable for medical services.

- Adoption of Section 50038.5 which provides a definition of EA.

There is no impact on public agencies or private persons or entities for reasonably complying with these regulations.

Composite Authority

Authority: Sections 10725 and 14124.5, Welfare and Institutions Code; Section 87, Chapter 1594, Statutes of 1982.

Reference: Section 14005.1, Welfare and Institutions Code.

50227. Public Assistance Cash Grant Programs. (a) Public assistance cash grant programs include the following programs:

(1) AFDC.

(2) SSI/SSP.

(3) Cuban Refugee Cash Grant.

(4) Indochinese Refugee Cash Grant.

(5) Emergency Assistance (EA).

(b) Except as provided in (d) below persons receiving a cash grant under any one of the programs specified in (a) shall automatically receive a Medi-Cal card for each month in which they receive the cash grant.

(c) Persons not currently in receipt of a cash grant under one of the programs specified in (a), shall automatically receive a Medi-Cal card for each month in which they are ineligible for the cash grant because of either of the following reasons:

(1) Their cash grant has been suspended for an administrative reason such as to:

(A) Determine the amount of the cash grant.

(B) Adjust an overpayment.

(C) Change the recipient's representative payee.

(2) They are in the Zero Basic Grant category because the net income of the family exceeds the AFDC payment standard but does not exceed the Minimum Basic Standard of Adequate Care (MBSAC).

(d) Persons shall not be considered Public Assistance recipients for purposes of Medi-Cal eligibility when the following conditions exist. The person is both:

(1) Age 21 years or older.

(2) Receiving AFDC for which federal financial participation is not obtainable or EA as part of an unemployed parent family.

NOTE: Authority cited: Sections 10725 and 14124.5, Welfare and Institutions Code; Section 87, Chapter 1594, Statutes of 1982, SB 2012.

Reference: Section 14005.1, Welfare and Institutions Code.

50038.5. Emergency Assistance (EA). (a) Emergency Assistance (EA) means the public assistance programs that provide:

(1) Assistance for 30 days to certain families not meeting the qualifications for the federal AFDC-U program.

(2) Those children in danger of abuse, neglect or exploitation and to families of such children.

NOTE: Authority cited: Sections 10725 and 14124.5, Welfare and Institutions Code; Section 87, Chapter 1594, Statutes of 1982, SB 2012.

Reference: Sections 11406.5 and 14005.1, Welfare and Institutions Code.