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Department of Health Care Services



EDMUND G. BROWN JR.  
Governor

September 14, 2017

TO: ALL COUNTY WELFARE DIRECTORS Letter No.: 17-26E  
ALL COUNTY WELFARE ADMINISTRATIVE OFFICERS  
ALL COUNTY MEDI-CAL PROGRAM SPECIALISTS/LIAISONS  
ALL COUNTY HEALTH EXECUTIVES  
ALL COUNTY MENTAL HEALTH DIRECTORS  
ALL COUNTY MEDS LIASONS

SUBJECT: Errata to All County Welfare Directors Letter No. 17-26

The purpose of this All County Welfare Directors Letter (ACWDL) errata is to correct previous guidance provided in ACWDL 17-26. Please see the **bold** text below for corrected guidance. The enclosed Non-Modified Adjusted Gross Income (Non-MAGI) Flow Chart was also updated to reflect the corrected guidance.

### Background

As required by Welfare and Institutions Code, §15926 and 42 Code of Federal Regulations §435.911(c)(3), a Non-MAGI Medi-Cal eligibility determination must be performed when an applicant requests a Non-MAGI or full eligibility determination, or when:

- 1) The individual is excepted from MAGI methodology; or
- 2) The individual is income eligible for Advanced Premium Tax Credits, is not income eligible for MAGI-based Medi-Cal, and indicated on the single streamlined application potential eligibility for Medi-Cal on a basis other than MAGI.

### Linkage to Non-MAGI Medi-Cal

The enclosed Non-MAGI Flow Chart will assist County Eligibility Workers (CEWs) in determining when to conduct a Non-MAGI eligibility determination. Counties are reminded that if an applicant is determined MAGI eligible, a Non-MAGI Medi-Cal evaluation is not required unless requested by the applicant. Applicants ineligible for MAGI Medi-Cal must be evaluated for Non-MAGI Medi-Cal if they meet any of the following criteria:

- Aged, Blind, or Disabled,
- Seeking Long Term Care,
- Seeking services under Home and Community Based Services Waiver,
- Potentially eligible as Medically Needy, or
- Applicant requested a Non-MAGI or full evaluation

~~Counties are reminded that an applicant/beneficiary eligible to MAGI Medi-Cal can request to have a full Non-MAGI determination under the Medically Needy or Optional Categorical Medi-Cal programs. If found eligible for a Non-MAGI program, the beneficiary must be given to option to select from MAGI eligibility or Non-MAGI eligibility. Please reference ACWDL 17-03 for more guidance.~~

**Additionally, applicants or beneficiaries who are determined MAGI eligible may request a Non-MAGI determination. The CEW will evaluate for linkage through disability, age, or blindness and request the applicant or beneficiary provide all information necessary to process a Non-MAGI eligibility determination. If found Non-MAGI eligible, the applicant or beneficiary must be given the option to select from MAGI or Non-MAGI eligibility. Please reference [ACWDL 17-03](#) for prior MAGI and Non-MAGI guidance including information on Long Term Care determinations**

#### Non-MAGI Application Processing

If the ex parte review for Non-MAGI does not provide the required information to make a Non-MAGI determination, the following supplemental forms must be provided to applicants for completion or the information requested on these forms must be collected by the CEW and documented in the case file as part of the eligibility determination process.

The required supplemental forms are:

- 1) [Additional Income and Property Information Needed for Medi-Cal MC 604 IPS](#)
- 2) MC Information [Notice 007](#)
- 3) [Notice Regarding Standards for Medi-Cal Eligibility DHCS 7077](#)
- 4) [Notice Regarding Transfer of a Home for both a Married and an Unmarried Applicant/Beneficiary \(Eng/Sp\) DHCS 7077A](#)
- 5) [PUB 10-The Non-MAGI Medi-Cal Brochure](#): entitled "Non-MAGI Medi-Cal Programs," which provides the applicant with detailed information about the Non-MAGI program, including how Non-MAGI eligibility is determined and what information the applicant will need to provide in order to qualify.

All County Welfare Directors Letter No.: 17-26E  
Page 3  
September 14, 2017

Counties should follow the two contact requirements in [All County Welfare Directors Letter 08-07](#) when requesting completion of the supplemental forms as part of the intake or new application process. In addition, submission of the supplemental forms by the applicant is not required if the person, otherwise, provides the information needed.

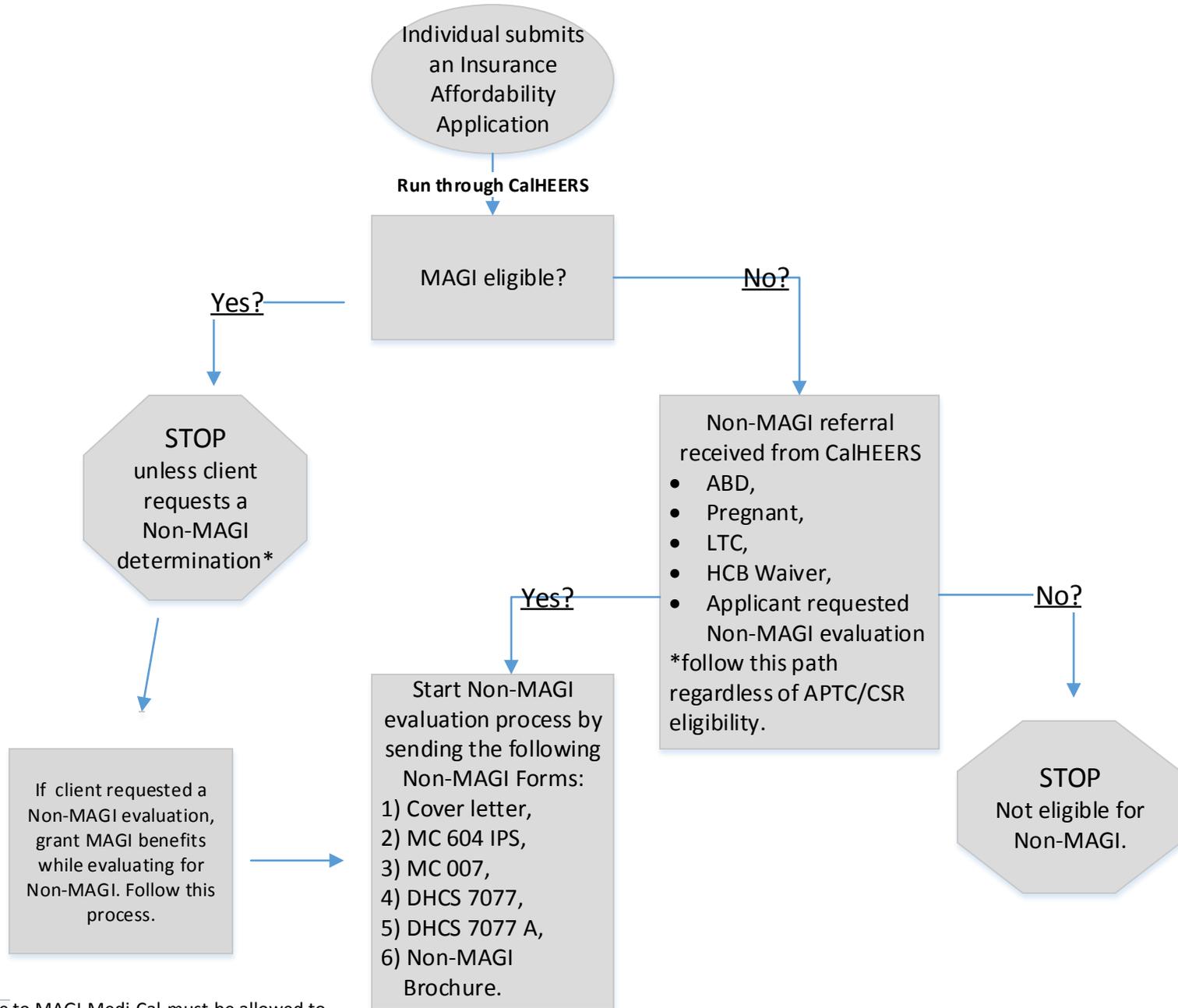
If you have any questions or if we can provide further information, please contact Silvia Salazar at (916) 552-8429 or by email at [silvia.salazar@dhcs.ca.gov](mailto:silvia.salazar@dhcs.ca.gov).

Original Signed By

Sandra Williams, Chief  
Medi-Cal Eligibility Division

Enclosure

# Non-MAGI Determination Flow Chart



\*Persons eligible to MAGI Medi-Cal must be allowed to request a Non-MAGI determination **if they can establish linkage via disability, age or blindness.**