

DEPARTMENT OF HEALTH SERVICES

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December 16, 1993

TO: All County Welfare Directors
All County Administrative Officers
All County Medi-Cal Program Specialists/Liaisons
All Pickle Coordinators

Letter No.: 93-85

JANUARY 1994 SOCIAL SECURITY TITLE II AND TITLE XVI COST OF LIVING ADJUSTMENTS (COLA) AND RELATED ISSUES

This letter is to provide all counties with the following information:

- o Instructions for computing the January 1994 COLA for Title II (Retirement, Survivor's and Disability Insurance) benefits.
- o The 1994 SSI/SSP cash grant levels. (Enclosure 2)
- o The 1994 Resource Limit for both Medi-Cal and Pickle cases. (Enclosure 3)
- o The 1994 Pickle Disregard Computation Chart. (Enclosure 4)
- o The 1994 Medicare Part B Premium of \$41.10.
- o The Federal Benefit Rate (FBR).
- o The 1994 In Kind Support and Maintenance (ISM) Values for computing Pickle eligibility. (Enclosure 1)
- I. Title II (RSDI) COLA

The Social Security Administration (SSA) has advised us that effective January 1, 1994 the Title II COLA is 2.6 percent. This percent increase applies to all Title II beneficiaries.

A. 1994 Title II Benefit Amount - No Payment for Medicare Part B by Applicant/Beneficiaries

For Medi-Cal-only individuals who do not pay Medicare Part B premiums either because they are not eligible for Medicare or they are entitled to Buy-In (in which case the state pays the Medicare Part B premium), the current 1993 gross benefit amount should be multiplied by 1.026 to compute the 1994 benefit amount.

The new 1994 gross benefit amount is rounded down to the next lower dollar. This computation will produce the Title II benefit amount to be used in computing the Medi-Cal share of cost for January 1994 and subsequent months. (Example: The current benefit amount is \$210; multiplying by 1.026 equals \$215.46, rounding down to the next lower

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dollar equals \$215.) This process is the same for Pickle eligibles who do not have a Medicare Part B premium deduction from their Title II benefit check.

B. 1994 Title II Benefit Amount When a Medicare Part B Premium is Paid by the Applicant

The 1994 Medicare Part B Premium is \$41.10.

For individuals who have this premium deducted from their Title II benefit check, a two step rounding down process must be followed to accurately determine the new benefit amount, for example:

Step 1

Add the 1993 Medicare Part B premium (\$36.60) to the net 1993 Title II benefit check to obtain the 1993 gross benefit amount. Multiply this 1993 gross amount by the 1994 cost of living increase (1.026) and round the remaining cents down to the next lower \$0.10 to obtain the 1994 gross benefit amount.

Step 2

Subtract the 1994 Medicare Part B premium (\$ 41.10) from the 1994 gross benefit amount and round down to the next lower dollar. The remainder will be the January 1994 net benefit amount used to compute the share of cost (SOC).

Example

Step 1

1993 net Title II benefit check	\$650.00
Plus 1993 Medicare Part B premium	+ 36.60
1993 gross Title II benefit amount	\$686.60
Multiply by COLA	x 1.026
Total	\$704.45
Round down total to next lower \$.10	\$704.40
1994 gross Title II benefit amount	\$704.40

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Step 2

1994 gross Title II benefit amount	\$704.40
Subtract 1994 Medicare Part B premium	- <u>41.10</u>
Total	\$663.30
Round down total to next lower dollar	\$663.00
January 1994 net Title II benefit amount	\$663.00

C. 1994 Title II Benefit Amount - Pickle Applicant Pays Medicare Part B Premium

To determine the countable Title II income for a Pickle applicant who has the Medicare Part B premium deducted, the following computation must be followed:

Step 1

- a. Determine the 1994 gross Title II benefit amount for all other Medi-Cal beneficiaries with Title II income (same as Step 1 in B above).
- b. Multiply the 1994 gross benefit amount by the January 1993 through December 1993 disregard multiplier. Round to the nearest dollar to determine the 1994 disregard amount.

Step 2

Subtract the computed disregard amount from the 1994 gross Title II benefit amount. Then round down the total to the next lower dollar.

Example

Step 1

1994 gross Title II benefit amount	\$704.40
Disregard multiplier (Jan.-Dec. 1993 amount)	x <u>.0253</u>
Disregard computed amount	\$ 17.82
Round to nearest dollar	\$ 18.00

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1994 gross Title II benefit amount	\$704.40
Subtract Disregard (rounded amount)	- <u>18.00</u>
Total	\$686.40
Round down total to next lower dollar	\$686.00
Total countable income	\$686.00

It should be noted, as in previous years, the SSA applies the COLA to the actual, rather than the rounded, benefit amount. This may result in a \$1 discrepancy in the Title II benefits for some beneficiaries and a \$1 understated share of cost.

In order to avoid the unnecessary expense of recomputing every Title II case subsequently identified as having an incorrect share of cost solely due to the COLA, counties are authorized instead to correct the share of cost the next time the budget is recomputed, when an income change is reported, or at the annual redetermination. Quality Control errors are not cited when the discrepancy between the budgeted income amount and the actual income received by the beneficiary is less than \$5.

The Notice of Action you use should advise the beneficiary to contact his/her eligibility worker if the amount of Title II income computed by the county is different from the amount actually received in the January 1994 check.

All cases with Title II income, including AFDC Medically Needy cases which contain Social Security Survivor's Benefits, must have the share of cost adjusted effective January 1, 1994. In the past, the incorrect computation of Title II COLAs has been the source of federal Quality Control (QC) errors.

II. SSI/SSP PAYMENT LEVELS

The SSI/SSP payment levels in effect from January 1, 1994 through December 31, 1994 are provided on the enclosed chart (Enclosure 2--page 16-1 to be added to your Pickle Manual). The county should use these figures in allocating income to or from the SSI/SSP recipient and the Medi-Cal MFBU effective January 1, 1994. These budget computations should be performed at the same time the Title II COLAs are being processed. These payment levels are also to be used effective January 1, 1994 for all Pickle eligibility determinations and redeterminations.

III. 1994 Resource Limits

Effective January, 1994, the resource limit for both Medi-Cal only and Pickle eligibles will remain the same--\$2,000 for one person and \$3,000 for two. The following chart applies to Medi-Cal only

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recipients as reflected in Title 22, California Code of Regulations, Section 50420. Add the 1994 Resource Limit in the Pickle Handbook, Procedures Section 15, page 15-12 (Enclosure 3).

Number of Persons	Property Limit
3	\$3,150
4	3,300
5	3,450
6	3,600
7	3,750
8	3,900
9	4,050
10 or more	4,200

IV. 1994 Federal Benefit Rate (FBR)

Individual	\$446
Couple	\$669

V. 1994 Pickle Disregard Computation Chart

Effective January 1, 1994 the enclosed chart (Enclosure 4) is to be used when computing a Title II disregard amount for Pickle eligibles and applicants.

Any questions concerning SOC Issues in this letter should be directed to Ms. Patty Phipps at (916) 657-1528, or if there are Pickle Program questions, call Ms. Sylvia Finberg at (916) 657-0080.

Sincerely,

ORIGINAL SIGNED BY

Frank S. Martucci, Chief
Medi-Cal Eligibility Branch

Enclosures

P I C K L E H A N D B O O K

1994 ISM VALUES FOR
COMPUTING PICKLE ELIGIBILITY

	<u>Individual</u>	<u>Couple</u>
VTR (not rebuttable)**	\$148.66	\$223.00
PMV (rebuttable)***	168.66	243.00

The VTR is the payment level to be used in situations 1 and 2 below. The PMV is the unearned income amount to be added in other situations. The following chart provides the method that must be used for determining Pickle eligibility for individuals and couples in various living arrangements.

<u>HOUSEHOLD SITUATION</u> <u>(LIVING ARRANGEMENT)</u>	<u>PRINCIPLE</u>
1. Living in household of another throughout a month and receiving food and shelter from someone in the household.	Reduce the applicable payment level by one-third the Federal Benefits Rate (FBR). Use the VTR, it is the same as the payment level for a person "living in the household of another".
2. Living in household of another who is providing food and shelter and also receiving ISM from a third party.	Reduce the FBR payment level by one-third (VTR). Exclude third party ISM.
3. Living in own household (ownership or rental liability) and receiving ISM from someone outside the household.	Add PMV to other unearned income.
4. Living in noninstitutional care* situation or group home and receiving ISM from someone outside the household.	Add PMV to other unearned income.
5. Living in household of another and receiving ISM from someone outside the household.	Add PMV.
6. Living in a household where deeming applies and receiving ISM from someone other than a responsible relative.	Add PMV. Add determined value to deemed income.

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7. Living in household of another and sharing partial or total household expenses. If pro rata share is contributed, we use the SSI/SSP payment level for a person in an "independent living arrangement". If pro rata share is not contributed, add PMV.
8. One member of an eligible couple lives in the household of another and receives both food and shelter from the householder while the second member lives in his/her home or a nonmedical institution. One-sixth of the FBR for a couple for the person living in the household of another. (VTR-not rebuttable.)
One-sixth of the FBR for a couple for the person living in his/her own household. (VTR-not rebuttable.)
9. If the noninstitutionalized spouse lives in any other situation. One-sixth of the FBR for a couple plus \$10.
10. Paying less than CMRV for shelter. Add PMV unless criteria for earned/unearned income is met (see ISM).
- * All Nonmedical institutions including those for education or vocational training.
Also, see page 14-3 of ISM section.
- ** VTR = Value of One-Third Reduction
- *** PMV = Presumed Maximum Value

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RESOURCE ELIGIBILITY

1994 Resource Limits
 \$2,000--Individual
 \$3,000--Couple

Pickle persons must be within the resource limit at 12:01 a.m. on the FIRST DAY OF THE MONTH for which eligibility is being determined. If a person is not eligible on the first, he/she is not eligible for the ENTIRE MONTH.

Using information from the MC 210 and the MC 210B, complete the Pickle Resource Worksheet (DHS 7037) to determine resource eligibility. Instructions for completion of the DHS 7037 are attached to the form.

Refer to the following for determining resource eligibility.

- o Resource charts.
- o Life estate and remainder interest tables.

Clarification1. Possible Pickle Person Living With a Spouse

If both members of the couple are eligible, apply the resource limit for two persons and consider the resources of BOTH spouses (whether owned separately or jointly).

2. Possible Pickle Child

Allow the parents all of the resource exclusions for which they would be eligible if they were the applicants. Consider only the resources of the parent and his/her spouse. This includes, but is not limited to, home, household goods, personal effects, automobile, etc.

After the exclusions are applied, the remaining countable resources are deemed to the possible Pickle child. Where there is more than one possible Pickle child, the resources are deemed among those children:

Example

There are two possible Pickle children, and \$500 in parental resources must be deemed to them, deem \$250 to each child.

3. If applicant is ineligible as a possible Pickle person due to excess resources:

(CORRECTED COPY, 11/30/93)

ENCLOSURE 2

P I C K L E H A N D B O O K

SSI/SSP SECTION 16--PAYMENT STANDARDS JANUARY 1 THROUGH DECEMBER 31, 1994

	Independent Living Arrangement			Household of Another			Independent Living Arrangement Without Cooking Facilities			Nonmedical Board and Care		
	Total	SSI (FBR)	SSP	Total	SSI (FBR)	SSP	Total	SSI (FBR)	SSP	Total	SSI (FBR)	SSP
INDIVIDUAL:												
Aged or Disabled	603.40	446.00	157.40	478.77	297.34	171.43	671.40	446.00	225.40	748.00	446.00	302.00
Blind	670.40	446.00	224.40	543.91	297.34	246.57				748.00	446.00	302.00
Disabled Minor	509.40	446.00	63.40	364.17	297.34	66.83				748.00	446.00	302.00
NMOHC				608.34	297.34	309.00						
COUPLE:												
Both are:												
Aged or Disabled												
Per couple	1,109.22	669.00	440.22	919.18	446.00	473.18	1,245.22	669.00	576.22	1,477.00	669.00	808.00
BLIND:												
Couple-Both are blind												
Per couple	1,297.01	669.00	628.01	1,108.95	446.00	660.95				1,477.00	669.00	808.00
BLIND/AGED OR DISABLED												
Couple- One is blind, the other is aged or disabled												
Per couple	1,226.95	669.00	557.95	1,036.90	446.00	590.90				1,477.00	669.00	808.00
NMOHC												
Per Couple				1,284.33	446.00	838.33						

Note: NMOHC = Nonmedical out of home care, recipients excluded from reduction.

NONMEDICAL BOARD AND CARE

	Minimum	Maximum
TOTAL	\$748.00	\$748.00
Board and Room	319.00	319.00
Care and Supervision	275.00 Min.	341.00 Max.
Personal and Incidentals Needs	154.00 Max.	85.00 Min.

FEDERAL BENEFIT RATE (FBR)

INDIVIDUAL

Aged, Blind, or Disabled \$446.00

COUPLE \$669.00

Aged, Blind, or Disabled

Independent living arrangement for a disabled minor means living in the home of his/her parents. Household of another is used if both the disabled minor and

parent(s) are not a household of another person (e.g., grandparent(s)).

P I C K L E H A N D B O O K

1994
Department of Health Services
Current Year
Pickle Person Title II Disregard Computation Chart

Last SSI/SSP Check Received Between	Multiplier
1/93 to 12/93	.0253
1/92 to 12/92	.0537
1/91 to 12/91	.0875
1/90 to 12/90	.1342
1/89 to 12/89	.1731
1/88 to 12/88	.2049
1/87 to 12/87	.2370
1/86 to 12/86	.2468
1/85 to 12/85	.2694
1/84 to 12/84	.2941
7/82 to 12/83	.3180
7/81 to 6/82	.3650
7/80 to 6/81	.4289
7/79 to 6/80	.5004
7/78 to 6/79	.5454
7/77 to 6/78	.5731
4/77 to 6/77	.5969

Instructions
for
Current Year
Title II Disregard Computation Chart

This chart replaces and supersedes all previous Title II Disregard Computation charts. The steps to be taken to use this chart are outlined below.

1. Determine the current benefit amount.
2. Determine when the last SSI/SSP check was received.
3. Multiply the current benefit amount by the multiplier for the time period the last SSI/SSP check was received.
4. The result is the amount to be disregarded.