
CDSS ACWDL 02-42 -- July 19, 2002 -- Representatives of Medi-Cal Applicants

This ACWDL rescinds the following ACWDLs regarding authorized representatives for incompetent applicants: ACWDL 95-30, 95-60, 96-20, 97-01 and 02-28. Previously, ACWDLs 93-84 and 94-99 had been rescinded. ACWDL 94-62 has not been rescinded.

The DHS will issue a new ACWDL that provides new guidance and examples on the subject of authorized representatives and incompetent applicants and beneficiaries. In the interim, this ACWDL suggests that counties follow Title 22 CCR §50163(a)(3)(B) in situations where the applicant is incompetent and has no spouse, conservator, guardian or executor. That section does not require that a person filing an application on behalf of an incompetent person have prior knowledge of that person's circumstances.

Note: While this ACWDL does not mention ACWDL 94-62, that ACWDL may be helpful in circumstances involving an incompetent applicant.

*California Department of Social Services - State Hearings Division
Notes from the Training Bureau - December 10, 2002*

Item 02-12-01B

CDSS ACWDL 02-40 -- July 3, 2002 -- Processing Disability Evaluations under the SB 87 Process

Counties are reminded that they must process disability evaluations any time an applicant or beneficiary alleges he/she has a disability. This is true regardless of whether the individual is currently receiving Medi-Cal on another basis.

The 250% program allows individuals to earn above the current Substantial Gainful Activity (SGA) limit (\$780 monthly in 2002) and still qualify for Medi-Cal through disability linkage. Counties must thus not deny Medi-Cal based on SGA if the individual alleges a disability, but must refer the case to the Disability and Adult Programs Division (DAPD) for a disability evaluation.

*California Department of Social Services - State Hearings Division
Notes from the Training Bureau - December 10, 2002*

Item 02-12-01A

CDSS ACWDL 02-38 -- June 28, 2002 -- Questions and Answers About the Aged and Disabled (A&D) Federal Poverty Level (FPL) Program

Following are answers to some of the questions in this ACWDL:

• New FPLs become effective in April of each year. The A&D FPL program limit for an individual is determined by adding \$230 to 100% of the FPL for an individual and \$310 to 100% of the FPL for a couple. Do not count the annual Social Security cost of living