
Item 02-12-01E

CDSS ACWDL 02-44 -- August 27, 2002 -- \$240 Deduction from Disability Income for Applicants of the §1931(b) Program

Effective November 1, 2002, when the county evaluates the eligibility of an applicant for the §1931(b) program, it is required to deduct \$240 from disability income when determining monthly countable income. The \$240 deduction applies to combined disability income of all members of the MFBU. (Previously, the applicable deduction for disability income of §1931(b) applicants was \$90.)

Disability income includes Social Security disability payments and private disability payments. Temporary Workers Compensation and State Disability insurance are treated as earned income, not disability based income for purposes of determining income eligibility for the §1931(b) program pursuant to the Tinoco and Sawyer lawsuits.

When applying the \$240 income deduction for §1931(b) applicants, any portion of the \$240 that is not applied to disability income is NOT "carried over" and applied to an applicant's earnings. By contrast, any portion of the \$240 deduction that is not applied to a recipient's disability income is "carried over" and applied to the recipient's earnings.

Note: The earned income deduction for §1931(b) applicants remains at \$90. The \$240 deduction applies to disability income only. If an MFBU receives disability income and earned income, it may receive both the \$240 disability deduction plus the \$90 earnings deduction.

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

Item 02-12-01D

CDSS ACWDL 02-43 -- August 27, 2002 -- Income Verification for Retroactive Medi-Cal

Income verification used to determine current month eligibility reported by an applicant on the MC 210 (Statement of Facts) may be used to determine income eligibility for each retroactive month provided that the applicant reports no change on the MC 210A (Supplemental Statement of Facts for Retroactive Coverage). Only one pay stub is required to verify income provided it accurately reflects retroactive income. Thus if an applicant reports receiving \$200 weekly income on his MC 210 and provides a pay stub dated May 6 verifying \$200 weekly income, the county may use that pay stub to determine the applicant's weekly income for the retroactive months of March and April so long as the applicant reported no change of income on his MC 210A form.

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

Item 02-12-01C