

ITEM 08-3-1: Paraphrased Regulations

This version of the paraphrased regulations provides 25 additions and nine revisions to the paraphrased regulations. There are also three deleted paraphrased regulations and four renumbered paraphrased regulations.

The major additions are in updates to paraphrased regulations regarding annual cost of living increases relevant to the Aged and Disabled Federal Poverty Level Program and the CAPI program, an expansion of conditional CAPI benefits for persons who become naturalized citizens while receiving CAPI, clarification of the second contact requirement for Medi-Cal applicants, and Medi-Cal interpretation and policies concerning Endowment Life Insurance contracts, as well as others.

Beginning with this update, we will be adding a feature which will allow you to click on the citation in the index to find the source document. At this time, you will only find the links on the updated sections. We hope to complete the rest of the sections before the next update.

DELETIONS

109-19; 109-25; S825-4C

RENUMBERED

825-3F to 825-3G
825-3G to 825-3H
825-3H to 825-3I
825-3I to 825-3J

REVISIONS

109-17A

Counties must provide information, if requested, of cumulative countable months on aid, exempt months, and remaining months, for 60-month eligibility purposes (40-107(a)(4)(F))

109-17

State regulations provide that at time aid is approved, or when aid is redetermined, the county must notify the applicant of the “cumulative number of countable months that the recipient has received aid”, the months that were exempt from the 60-month time limit, and the remaining number of months the recipient may be eligible for aid (40-107(a)(4)(A) and (B))

109-19A

At 54th countable month, county must inform recipient of months on aid via notice of action or informing notice (40-107(a)(4)(C))

439-5

Effective A&D FPL limit for individual and couples in current and prior year (ACWDL 07-06; 08- 06)

439-7

FPL and SLMB levels effective April for current and prior year (ACWDL 07-04; 08-05)

486-3

Life insurance policies—when exempt; face value of term life insurance now considered if value exceeds \$1500 alone or with other life insurance (50475; ACWDL 08-02)

825-8G

PMV of ISM (ACIN I-85-06, I-75-07)

825-8H

Sponsor's allocation in alien deeming situations; allowance for ineligible children in deeming situations (ACIN I-85-06, I-75-07)

826-1D

CAPI parent to child deeming (ACIN I-85-06, I-75-07)

ADDITIONS**013-2D**

Counties must document that interpretive services were provided and/or offered at each client contact (ACIN I-02-08)

109-17

Counties must provide description of 60-month time limit at application, redetermination and when notice of action establishing time on aid is provided (40-107(a)(4))

109-19B

From 54th month to 58th month county must issue notice of action in one month of number of months on aid; no further notice required until six exempt months have passed (40-107(a)(4)(D))

109-19C

No notice need be sent within three months of previous notice of action and for individuals age 60 or over (40-107(a)(4)(E))

135-5E

Stepparents income and needs considered in computing CalWORKs grant (44-133.511)

180-8

State may provide full month's federal Foster Care payment to licensed provider if child's absence from provider does not exceed 14 days (ACL 07-49)

181-2B

Linkage determination must be made using circumstances of child in home prior to actual removal of child (ACL 07-49)

292-7H

No overissuance if recipient meets timely mandatory reporting responsibilities but county cannot provide 10-day notice (63-801.737(b))

321-3B

ABAWD waiver effective May 1, 2008 through April 30, 2009 in 52 counties unless counties opt out of waiver in writing (ACIN I-07-08)

414-8A

Implementation of two contact requirement applies to mail-in applications (ACWDL 08-07)

414-8B

Clarification on what constitutes contact (ACWDL 08-07)

414-8C

Application process reminders (ACWDL 08-07)

414-8D

Two contact requirement applies to applicants; SB87 process applies to beneficiaries (ACWDL 08- 07)

486-3A

Endowment Life Insurance Contracts not considered life insurance for Medi-Cal eligibility purposes (ACWDL 08-02)

486-3B

Endowment Life Insurance Contracts treated like a trust for Medi-Cal eligibility purposes (ACWDL 08-02)

486-3C

Assets held in Endowment Life Insurance Contracts are considered available property and included in the property reserve (ACWDL 08-02)

825-3E

“Prucol” status defined (49-001(p)(3))

825-3F

“Qualified alien” status defined (49-001(q)(1))

825-3K

Specific eligibility requirements for non-citizens who entered the United States prior to August 22, 1996 (49-020.2)

825-4C

CAP payment standards for people living independently (ACIN___)

825-4F

SSP COLA delayed from January 1, 2008 to June 1, 2008 (ACIN I-77-07)

825-14

Conditional continuation of CAPI for recipients who naturalize while on CAPI (ACL 08-03)

825-14A

If newly naturalized citizen loses CAPI eligibility for reasons other than naturalization, conditional CAPI is terminated (ACL 08-03)

825-14B

Conditional CAPI benefits begin the month after the month the recipient reports his or her naturalization (ACL 08-03)

825-14C

Conditional CAPI received in month when SSI/SSP is also received is an overpayment if not already recovered in IAR process (ACL 08-03)