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Director

State of California—Health and Human Services Agency  
Department of Health Care Services



EDMUND G. BROWN JR.  
Governor

July 29, 2015

Medi-Cal Eligibility Division Information Letter No.: I 15-18

TO: ALL COUNTY WELFARE DIRECTORS  
ALL COUNTY WELFARE ADMINISTRATIVE OFFICERS  
ALL COUNTY MEDI-CAL PROGRAM SPECIALISTS/LIAISONS

SUBJECT: Suggested Language for Use on Rescission Notices of Action Related to the Preliminary Injunction in Korean Community Center of the East Bay, et al. v. Department of Health Care Services, et al.

This Medi-Cal Eligibility Division Information Letter serves as a follow up to the Department of Health Care Services (DHCS) email instruction to county and Statewide Automated Welfare Systems (SAWS) directors on July 2, 2015, concerning discontinuances at redetermination for failure to respond to the renewal form or to requests for additional information. Discontinuances at redetermination or change in circumstances are subject to the preliminary injunction issued on June 23, 2015, in Korean Community Center of the East Bay, et al. v. Department of Health Care Services, et al.

Discussions have been held between DHCS, the County Welfare Directors Association, SAWS and counties regarding county actions necessary as a result of the June 23, 2015, Preliminary Injunction in Korean Community Center of the East Bay, et al. v. Department of Health Care Services, et al. While formal guidance will be released in an upcoming All County Welfare Directors Letter (ACWDL), counties have been instructed to suspend all Medi-Cal discontinuances for the reason of failure to respond, effective June 23, 2015, until the appropriate actions are taken to ensure the released Notice Of Action (NOA) is adequate and contains the specific information or verification(s) missing and needed to redetermine eligibility. Additionally, counties have been instructed to rescind discontinuances of eligibility for any beneficiaries where a discontinuance NOA was sent for this reason after June 23, 2015, and to send an updated NOA to reflect the restoration of benefits.

Counties that use rescission or approval NOAs requested that DHCS provide language that could be used on a rescission or approval NOA to inform the beneficiary of why his or her eligibility has been restored and to reduce the confusion it may cause to receive

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multiple NOAs. As a result, DHCS is providing the following recommended language for counties to include on the rescission or approval NOA for individuals affected by this preliminary injunction.

Rescission or Approval Language:

“We sent you a letter saying your Medi-Cal benefits would stop. A court has told us to continue your benefits unchanged for now. You will receive more information regarding your Medi-Cal eligibility soon.”

Additional information about county actions necessary, as a result of the June 23, 2015 Preliminary Injunction in Korean Community Center of the East Bay, et al. v. Department of Health Care Services, et al., will be released in an ACWDL.

If you have any questions or need further information regarding this letter, please contact Alison Brown at (916) 319-9565 or by email at [Alison.Brown@dhcs.ca.gov](mailto:Alison.Brown@dhcs.ca.gov).

Originally signed by,

Alice Mak, Acting Division Chief  
Medi-Cal Eligibility Division