

DEPARTMENT OF HEALTH SERVICES

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July 1, 1992

TO: All County Welfare Directors Letter No.: 92-41
All County Administrative Officers
All County Medi-Cal Program Specialists/Liaisons
All County Sneede Coordinators

SUBJECT: Updated Sneede v. Kizer Claiming Procedures

REFERENCE: ACWDL 92-11

The purpose of this letter is to:

- o transmit the updated Sneede v. Kizer Retroactive Claiming Procedures and forms, and
- o inform you of the new implementation date for these procedures of 8/3/92.

Counties are to disregard the Retroactive Claiming Procedures and forms transmitted in All County Welfare Directors Letter (ACWDL) 92-11 which is now obsolete.

CLAIMING PROCEDURES

The department has reached an agreement with plaintiffs to provide retroactive relief in this lawsuit back to May 1, 1986. The claiming procedures and forms, previously issued in ACWDL 92-11, have been revised to provide instructions to include retroactive months back to May 1, 1986. This was done in order to implement all retroactive months in Phase III (from May 1, 1986 to December 31, 1989) at the same time as months in Phase II (January 1990 to date of current eligibility) rather than in two phases. The procedures were also clarified and updated to answer various questions posed by counties.

A vertical line has been drawn in the right hand margin next to new or revised text to assist you in identifying changes made to the procedures issued in ACWDL 92-11. A horizontal line indicates text that has been moved to another section or deleted.

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Pursuant to the Sneede v. Kizer court order, counties are to disregard the instructions in ACWDL 92-11 and follow the instructions outlined in the enclosed procedures to determine Sneede retroactive eligibility and reimbursement amounts for all Medi-Cal Only cases containing a class member.

IMPLEMENTATION DATE

The beginning date to implement these procedures is August 3, 1992.

MAINTENANCE NEED INCOME LEVELS (MNIL) AND PROPERTY LIMITS

The existing Sneede v. Kizer Maintenance Need Income Levels (MNIL) and Property Limits chart, effective 1/1/90, may be used to determine retroactive eligibility for January 1990 and ongoing. A new chart covering months from May 1986 through December 1989 is being developed and will be sent to you under separate cover.

FORMS

Counties have requested camera-ready copies of the forms (Attachments one through nineteen). One set of unstapled camera-ready copies is being sent to the Medi-Cal Liaisons with this package.

Most of the forms which were previously ready to be printed and duplicated had to be pulled back for revision. These forms are now in the process of being duplicated and sent to the department's warehouse. An E-mail message will be sent to you providing the dates specific forms will be in the warehouse. The Declaration of Right to Property (Probate Code Section 13101), MC 175 R-17 (Attachment 17) will not be duplicated because we do not anticipate a great volume. Counties may duplicate the camera-ready copy if needed. The Check Insert, MC 175 R-10 (Attachment 18) will not be used by the counties and, therefore, will not be sent to the warehouse.

Two forms included in the package transmitted by ACWDL 92-11 have been combined with other forms. These are:

- o Cover Letter For Application For Reimbursement of Medical Expenses (Sneede v. Kizer), MC 175 R-14 (Attachment 6 A in previous package). This form has been combined with the Application For Reimbursement of Medical Expenses (Sneede v. Kizer), MC 175 R-8 (Attachment 1 in previous package). The new combined form is the MC 175 R-8 (Attachment 1 in this package).

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- o Cover Letter For Supplemental Statement of Facts (Sneede v. Kizer), MC 175 R-15 (Attachment 6 B in previous package). This form has been combined with the Supplemental Statement of Facts (Sneede v. Kizer), MC 210-SN (Attachment 4 in previous package). The new combined form is the MC 210-SN (Attachment 4 in this package).

We wish to thank all counties which submitted suggestions or questions to clarify these procedures/forms. We seriously considered all suggestions and implemented many of them. If you have any further questions about the Sneede retroactive procedures, you may contact Marie Leonard of my staff at (916) 657-2701. Questions about current and ongoing Sneede may be addressed to Marge Buzdas at (916) 657-0726.

Sincerely,

ORIGINAL SIGNED BY,

Frank S. Martucci, Chief
Medi-Cal Eligibility Branch

Enclosure