

## May 10, 2012 Summary of Changes

<b>Chapter</b>	<b>Passage</b>	<b>Summary</b>
<b>1600</b>	<b>1640.0615</b>	Updated the amount of the average monthly private nursing home rate.
<b>2000</b>	<b>2020.0305</b>	Updated the Child Care Application and Authorization form number (AWI 5002).
<b>3400</b>	<b>3410.0208</b>	Updated passage to eliminate reference to one and two month certification periods, separate notice requirements for pure PA households and reference to the FLORIDA appointment scheduler.
	<b>3420.0208</b>	Added new Notice of Expiration passage for TCA to address the new policy change of issuing NECP notices to TCA recipients.

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Technical changes and changes in non-substantive information may be excluded from this summary.

## Listing of Amended Passages

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### **1640.0615 Uncompensated Value/Notifying the Individual (MSSI)**

Whenever the individual disposes of income or assets within the transfer look-back period and does not receive fair compensation, he is potentially ineligible for Medicaid institutional care, HCBS, or PACE for a period of time. The ineligibility period is dependent on the amount of the uncompensated value of the transferred funds.

The uncompensated value (UV) of the transferred funds is determined by subtracting the compensation received after the transfer from the fair market value of the transferred asset or income at the time of the transfer (less any outstanding loans, mortgages or other encumbrances on the asset).

Whenever the UV exceeds the average monthly private nursing home rate (~~(\$5,000)~~ **(\$6,880)**), the individual is potentially ineligible for at least one month of nursing home care or HCBS. You must send CF-ES Form 2264 to the individual to offer him the opportunity to dispute the presumption that the asset was transferred to establish eligibility.

Notification of uncompensated value due to transfers of income or assets is not required and the application may be processed immediately if:

1. the individual is ineligible for other reasons; or
2. the total uncompensated value of the transferred assets is less than the private nursing home rate; or
3. the period of ineligibility has elapsed; or
4. the transfer was considered allowable.

When notification is required, you must allow the individual the full 15 days to respond to the rebuttal notice. If the individual does not respond within 15 days, the uncompensated value must be considered in determining eligibility.

You must record the individual's written statement or remarks on CLRC.

### **2020.0305 Transitional Child Care Benefits (TCA)**

A recipient of Temporary Cash Assistance (TCA) who has new or increased income or child support earnings that make them ineligible for TCA or who opts not to receive TCA may receive transitional child care (TCC) for up to two years after the termination of their TCA grant.

The TCA recipient can be referred for TCC by their eligibility specialist at the Department of Children and Families (DCF) or their local Regional Workforce Board (RWB).

If the TCA recipient requests TCC, the eligibility specialist will complete the Child Care Application and Authorization form (**AWI 5002**) ~~(CF-FSP-5002)~~. The recipient's statement of new or increased earnings that make them ineligible for TCA is acceptable to close the case and make the TCC referral.

The Regional Workforce Board will complete TCC referrals and forward them to the 4-C agency for applicants of up-front diversion.

The eligibility specialist or the Regional Workforce Board designee will authorize care up to 24 months after the recipient has stopped receiving TCA. The assistance group may apply for TCC at any point during the 24-month period after leaving TCA.

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New language in passages appear **blue** in color and ~~strikethrough~~ is used for deleted language. The Introduction, Glossary, Appendices and deleted or renumbered passages are excluded.

## Listing of Amended Passages

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The individual is not eligible for TCC if their income exceeds 200 percent of the federal poverty level at any time during the two-year period following closure of TCA. The 4-C agency will make this determination. The recipient will be required to pay a portion of the child care based on a sliding fee scale (this is computed by the community child care coordinating 4-C agency). If the family's income exceeds 200% of the federal poverty level, the assistance group is not eligible for subsidized child care.

### **3410.0208 Notice of Expiration (FS)**

Written notice ~~that the eligibility certification period is expiring~~ must be provided to food stamp assistance groups (AGs) to allow the AG time to reapply and have eligibility determined during the last month of their current ~~eligibility certification period~~. ~~Pure public assistance groups need not receive notice their food stamp certification period is expiring if they have their TCA and food stamp eligibility determined at the same time, at the same eligibility review. The notice is provided by a Notice of Expiration form. The form may be provided manually or may be system generated based on the time frames involved in the eligibility review.~~

~~Any AG approved for a one or two month certification period will be provided a manual Notice of Expiration (NECP) form at the time of approval. (Note: A manual form is required since there must be 45-50 days before the end of the certification period for the system to generate the form.)~~

~~Assistance groups with a certification period longer than two months will receive a system generated NECP notice form. These AGs must receive the NECP at least one day prior to the AG's last month of the eligibility period certification, but no earlier than the next to the last month of the eligibility certification period. The NECP will provide a deadline date by which an application must be submitted in order to be considered a timely request for benefits.~~

~~**Note:** When the FLORIDA scheduler functionality is used to book appointments, an appointment may be scheduled before the individual submits the application.~~

### **3420.0208 Notice of Expiration (TCA)**

Written notice that the eligibility period is expiring must be provided to TCA assistance groups (AGs) to allow the AG time to reapply and have eligibility determined during the last month of their current eligibility period.

Assistance groups will receive a system generated NECP notice. These AGs must receive the NECP at least one day prior to the AG's last month of the eligibility period, but no earlier than the next to the last month of the eligibility period. The NECP will provide a deadline date by which an application must be submitted in order to be considered a timely request for benefits.