

# **DMA ADMINISTRATIVE LETTER NO: 07-14, EUGENICS ASEXUALIZATION AND STERILIZATION COMPENSATION**

**DATE:** September 19, 2014

**SUBJECT:** Evaluating Eugenics Compensation For Medicaid Eligibility

**DISTRIBUTION:** County Directors  
Medicaid Staff

## **I. BACKGROUND**

Eugenics Asexualization and Sterilization Compensation Program (EASCP) was enacted into law in 2013. The purpose of this legislation is to provide monetary compensation to those individuals who were involuntarily asexualized or sterilized under the authority of the Eugenics Board.

Individuals determined qualified for compensation under this program will receive payment after October 1, 2014.

The purpose of this letter is to explain how these payments will impact Medicaid for all aid/program/categories at determination, redetermination and change in situation.

## **II. POLICY PRINCIPLES**

Payments received from EASCP are unearned income and not countable as income or resources when determining or re-determining eligibility for Medicaid. The policy principles below apply to all Family and Children's programs and Adult Medicaid Programs for all aid and program categories.

- A. Do not budget income when determining or re-determining eligibility for full Medicaid, medically needy, or when determining patient monthly liability.**
- B. The payment amount is a non-countable resource when determining or re-determining eligibility for all Medicaid programs.**
- C. The full payment amount is a non-countable resource for an indefinite period of time.**
- D. The full payment amount is protected from any subsequent estate recovery.**
- E. Estate recovery is reduced from the deceased beneficiary's estate by the payment amount.**

### **III. EFFECTIVE DATE AND IMPLEMENTATION**

This policy is effective October 1, 21014

If you have questions regarding this material, please contact the Operational Support Team (OST) at [ost.policy.questions@dhhs.nc.gov](mailto:ost.policy.questions@dhhs.nc.gov).

Robin Gary Cummings, M.D.  
Deputy Secretary for Health Services  
Director, Division of Medical Assistance

(This information was researched and written by Pam Cooper, Policy Consultant, Medicaid Eligibility Unit).