

DMA CHANGE NOTICE FOR MANUAL

DATE: MAY 22, 2006

Manual: Aged, Blind and Disabled Medicaid

Change No: 11-06

To: County Directors of Social Services

Effective: June 1, 2006

I. CONTENT OF CHANGE

MA-2375, Procedures for Child Support Enforcement, has been revised:

- A. MA-2375, Procedures for Child Support Enforcement, has been reorganized to mirror Family and Children's Medicaid manual section MA-3365, Child Support, to make it easier to use. The manual section title has been changed to "Child Support" and the figures have been renamed.**
- B. Clarify the requirements for caretaker cooperation with social services and child support agencies. As a condition of eligibility for the caretaker to receive Medicaid, federal requirements require that the caretaker must cooperate in obtaining "medical" support, but not "support payments." The reference to "support payments" has been removed.**
- C. In an effort to provide an additional resource to a caretaker claiming good cause in not cooperating with Child Support Enforcement, the DSS-8104, Second Notice of Right to Claim Good Cause for Refusal to Cooperate in Child Support Enforcement form ([Figure 5](#)), must be given to a caretaker when he claims good cause.**
- D. The Affidavit of Parentage is a legal document used in the process of legally establishing paternity. It is not required but may be signed during the face-to-face interview. The Affirmation of Acknowledgement and Order of Paternity Form (AOC-CV-604 Rev. 5/93) is obsolete and been replaced by the Affidavit of Parentage (AOC-CV-604 Rev 7/2001), ([Figure 4](#)).**
- E. If a caretaker applies for a program/category that cooperation with IV-D is not a condition of eligibility, notification of cooperation from Child Support Enforcement is not required.**

- F. Children who receive Supplemental Security Income (SSI) are exempt from referral to the child support enforcement agency.**
- G. References to “absent parent” are changed to “non-custodial parent”.**
- H. When a putative father applies for a child, he can sign the Affidavit of Parentage ([Figure 4](#)) to initiate the process of legally establishing paternity. Paternity may be established based upon the voluntary statements of both parents.**
- I. If a parent makes a voluntary request, Child Support Enforcement can assist the family in obtaining financial and/or medical support or medical support payments and establish paternity.**
- J. Child Support Enforcement can establish a medical support obligation for a minor child living independently from a caretaker if that child has not been legally emancipated.**
- K. Child Support Enforcement no longer recovers birth expenses. Verification of birth expenses from Third Party Recovery has been discontinued.**
- L. When referring a case to Child Support Enforcement in which the mother was married at the time of the child’s birth, but not to the biological father of the child, refer the legal father as the non-custodial parent. Also include a note that the mother has stated that another man is the biological father, and include that name.**

II. EFFECTIVE DATE AND IMPLEMENTATION

This policy is effective June 1, 2006. Apply this policy to any applications or redeterminations taken on or after 06-01-06.

III. MAINTENANCE OF MANUAL

- A. Remove: MA-2375, Procedures for Child Support Enforcement, pages 1 – 16 and Figures 1 - 4.
- B. Insert: [MA-2375](#), Child Support, pages 1 – 16 and [Figure 1](#), [Figure 2](#), [Figure 3](#), [Figure 4](#), and [Figure 5](#).

If you have any questions, please contact your Medicaid Program Representative.

L. Allen Dobson, Jr., M.D., Assistant Secretary
for Health Policy and Medical Assistance

[This material was researched and written by Charlotte Gibbons, Policy Consultant, Medicaid Eligibility Unit.]