

CHANGE NOTICE FOR MANUAL NO.03-10, CITIZEN/ALIEN REQUIREMENTS

DATE: FEBRUARY 18, 2010

Manual: Family and Children's Medicaid
Change No: 03-10
To: County Directors of Social Services
Effective: March 01, 2010

I. BACKGROUND

The Children's Health Insurance Program Reauthorization Act of 2009 (CHIPRA or Public Law 111-3) modifies the Deficit Reduction Act of 2005 (P.L. 109-171) which mandated that all Medicaid applicants and recipients claiming to be citizens of the United States must provide documentation of citizenship. Under the new provisions, Tribal enrollment or membership documents issued from a federally recognized Tribe must be accepted as verification of citizenship and no further identity documents are required.

The Department of Defense Appropriations Act of 2010 (P.L. 111-118) amends the Refugee Crisis in Iraq Act of 2007 (P.L. 110-181) and the Afghan Allies Protection Act of 2009 (P.L.111-8) by making Iraqi and Afghan Special Immigrants (SIVs) eligible for resettlement assistance, federal benefits, and entitlements for the same time period as refugees. Iraqi and Afghan special immigrants will no longer be bound by the 5-year bar or limited to an 8 month period of eligibility for Medicaid or North Carolina Health Choice (NCHC).

II. CONTENT OF CHANGE

- A. MA-3330 III.C. Chart 1 is revised to incorporate Tribal documents.**
- B. MA-3330 V is revised to eliminate the 8 month eligibility period following date of entry and 5 year disqualification period for Iraqi and Afghan special immigrants, and include eligibility to the same extent and period of time as refugees.**
- C. MA-3330 f2 is revised to eliminate eligible for 8 months following date of entry and 5 year disqualification period applies after 8 month period, beginning with date of entry for Iraqi and Afghan immigrants. MA-3330 f2 is now arranged in alphabetical order by alien status for easier reference.**

- D. MA-3330f12 is revised to include auto newborns and Native American Tribal documents from a federally recognized tribe as Tier 1 documentation.
- E. MA-3330 III.B is revised to clarify citizenship and identity documentation requirements for children in the custody of private adoption agencies.
- F. MA-3330 XIV.B. is revised to correct the zip code for USCIS.

III. EFFECTIVE DATE AND IMPLEMENTATION

This policy is effective March 01, 2010. Apply this policy to any applications or redeterminations taken or in process on or after March 01, 2010. This includes retroactive months, but no earlier than December 2009 for the Iraqi/Afghan Special Immigrant eligibility changes.

IV. MAINTENANCE OF MANUAL

- A. Remove: MA-3330 pages 9 - 47
Insert: MA-3330 [pages 9 – 46](#) dated 03/01/10
- B. Remove: MA-3330f2 dated 6/2009
Insert: [MA-3330f2](#) dated 03/01/10
- C. Remove: MA-3330f12 dated 01/01/10
Insert: [MA-3330f12](#) dated 03/01/10

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

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This material was researched and written by Grace Lane, Policy Consultant, Medicaid Eligibility Unit.