



NYC MEDICAID FACTS ALERT

Medical Insurance and Community Services Administration (MICSA)

February 26, 2010

Temporary Protected Status for Undocumented Haitian Citizens

Temporary Protected Status (TPS) is a temporary immigration status granted under federal law to immigrants who are physically present in the United States and who are from certain countries designated by the Department of Homeland Security as unsafe to accept their return because of ongoing environmental disasters or other extraordinary and temporary conditions. In accordance with existing policy, consumers who have properly applied for or who have been granted TPS status are considered to be **PRUCOL** (Persons Residing Under Color of Law) **for the purpose of determining Medicaid eligibility.**

Applicants for TPS will have one of the following types of documentation:

- Form I-766 EAD coded 274a.12(c)(19) or C19; or
- Notice of Action (I-797) showing filling of Form I-821 (Application for Temporary Protected Status) **and** Form I-765 (Application for Employment Authorization).

Person **granted** TPS will have one of the following types of documents:

- Form I-766 EAD coded 274a.12 (a)(12) or A12; or
- Notice of Action (I-797) indicating temporary protected status has been granted.

Due to the earthquake in Haiti on January 12, 2010, staff may see more Haitian

nationals with pending/granted TPS status applying for Medicaid. Those meeting the Department of Homeland Security's requirements are eligible for TPS status for a period of 18-months.



New York State "Confirmed" Victims of Human Trafficking: Medicaid Implications

The New York State Anti-Trafficking Statute, Chapter 74 of Laws of 2007, established human trafficking as a State crime and initiated a process to "confirm" victims of human trafficking under the State law, as a means of providing assistance to "confirmed" victims. "Confirmed" victims are eligible for Medicaid benefits and services in accordance with their citizenship or immigration status.

Note: State "confirmed" victims of human trafficking are not to be confused with the federally "certified" alien victims of human trafficking (GIS 02 MA/022 issued 08/27/02). Federally "certified" adult victims of trafficking will have a Certification Letter from the Office of Refugee Resettlement (ORR). Federally "certified" children (under 18) will have a Letter of Eligibility from ORR.

A State "confirmed" victim of human trafficking can include both adults and/or children (under 18 years of age) who are:

- 1) U.S. citizens;
- 2) Aliens with a satisfactory immigration status; or

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- 3) Aliens who appear to meet the criteria for certification by the ORR as victims of a severe form of trafficking in persons.

State “confirmed” human trafficking victims who are citizens or aliens with a satisfactory immigration status are eligible for Medicaid to the same extent as any other citizen or alien with satisfactory immigration status. “Satisfactory immigration status” is defined as an immigration status that does not make the individual ineligible for benefits under the applicable program (refer to 04 OMM/ADM-7, “Citizenship and Alien Status Requirements for the Medicaid Program”). All qualified aliens and Persons permanently Residing (in the United States) Under Color of LAW (PRUCOL) are individuals said to be in satisfactory immigration status. An eligibility determination for Medicaid for all referred State “confirmed” victims of human trafficking will be required.

When the State “confirmed” adult or minor victim is an alien without satisfactory immigration status (i.e., undocumented), MAP must contact the Office of Temporary and Disability Assistance (OTDA), Bureau of Refugee and Immigration Affairs (BRIA) Anti-Trafficking Program Coordinator at:

317 Lenox Avenue, 9th Floor
 New York, NY 10027
 (212) 961-5688

State “confirmed” human trafficking victims who do not have a satisfactory immigration status may receive Medicaid coverage and care necessary for the treatment of an emergency medical condition (coverage code “07”). BRIA will refer adult victims without a satisfactory immigration status to a specific regional case management agency and/or other local resources that may be able to assist the victim.

A “confirmed” adult victim seeking medical coverage with MAP must present a letter from OTDA indicating that s/he is a State

“confirmed” victim of human trafficking. If this letter is not presented to staff or s/he does not appear to have a letter, or if additional information about the case is needed, staff is instructed to contact the BRIA Anti-Trafficking Program Coordinator (see phone number listed above).

Minor children who are State “confirmed” trafficking victims may be provided medical coverage without regard to immigration status under the Child Health Plus (CHPlus) program.

Note: State “confirmed” human trafficking victims who are pregnant may be provided Medicaid at any time without regard to immigration status.



Medicaid Regional Rates for Calculating Transfer Penalty Periods for 2010

The Medicaid regional rates for 2010 are used to determine the transfer of assets penalty period and are based on average nursing home costs in each of the seven regions in the State. The rates are as follows:

Region	Monthly Regional Rate
Central	\$7,264
Long Island	\$11,227
New York City	\$10,285
Northeastern	\$7,927
Northern Metropolitan	\$10,163
Rochester	\$9,058
Western	\$7,694

MEDICAID ALERT

March 15, 2010

**Relocation of the Woodhull Hospital
Medicaid Office**

Effective March 22, 2010, the Medical Assistance Program (MAP) will relocate and re-name the Woodhull Hospital Medicaid Office.

The office name will be changed to **Bushwick** Medicaid Office and will be located at:

30 Thornton Street, Basement
Brooklyn, NY 11206
Monday – Friday
9:00 a.m. – 5:00 p.m.
(718) 963-4454

Public health insurance applications can be submitted at any Medical Assistance Program Community Office within New York City, regardless of where the applicant resides. These applications can also be submitted through a Facilitated Enroller or a Community Based Organization.

PLEASE SHARE THIS ALERT WITH ALL APPROPRIATE STAFF



**Human Resources
Administration**
Department of
Social Services

*Medical Insurance and Community Services
Administration (MICSA)*

MEDICAID ALERT

Revised New Number

March 16, 2010

New Contact Numbers for MAP Dialysis Unit

The Medical Insurance and Community Services Administration Medical Assistance Program's Dialysis Unit, located at 260 11th Avenue, New York, NY 10001 has changed the name and telephone number of their contact person. Agencies assisting Medicaid eligible dialysis consumers should direct all inquires and faxes to:

Iris Camacho.....Section Supervisor.....**212-564-4304**

Fax Number: 212-695-2265

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