

DMA

CHANGE NOTICE FOR MANUAL

DATE: MAY 22, 2006

Manual: Family and Children's Medicaid
Change No: 07-06
To: County Directors of Social Services
Effective: June 1, 2006

I. CONTENT OF CHANGE

MA-3365, Child Support, has been revised to:

- A. 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.
- B. Give the caretaker the DSS-8103, The Notice of Requirement to Cooperate and Right to Claim Good Cause for Refusal to Cooperate in Child Support Enforcement form ([Figure 2](#)) during the face-to-face interview at application and redetermination. If the caretaker claims to have good cause for not cooperating, give the caretaker the DSS-8104, Second Notice of Right to Claim Good Cause for Refusal to Cooperate in Child Support Enforcement ([Figure 5.](#))
- C. The Affirmation Acknowledgement and Order of Paternity Form AOC-CV-604 Rev. 5/93 is obsolete and has been replaced by the Affidavit of Parentage AOC-CV-604. Rev. 7/2001 ([Figure 4](#)).
- D. Give the caretaker The Screening Guide for the Affidavit of Parentage ([Figure 3](#)) as a tool to determine when it is appropriate for the mother or father to sign an Affidavit of Parentage.

- E. Notify the caretaker that he may once more be eligible for Medicaid when Child Support Enforcement certifies that a caretaker has cooperated after being deleted due to non-cooperation. A sample letter ([Figure 1](#)) has been added as a suggested notice.**
- F. 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.**
- G. Children who receive Supplemental Security Income (SSI) are exempt from referral to the child support enforcement agency.**
- H. References to “absent parent” are changed to “non-custodial parent”.**
- I. 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.**
- J. 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.**
- 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.**
- M. 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.**

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-3365, Child Support, pages 1 – 14 and Figure 1.

B. Insert: [MA-3365](#), 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.]