



State of New Jersey

DEPARTMENT OF HUMAN SERVICES
DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES
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Director

MEDICAID COMMUNICATION NO. 10-04 DATE: July 2, 2010

TO: County Welfare Agency (CWA) Directors
 Statewide Eligibility Determination Agencies

SUBJECT: Further Program Changes for Restricted Alien Parents/Caretakers

As you are aware, on March 31, 2010, coverage ceased for non-pregnant Restricted Alien adults who were lawfully admitted for permanent resident (LPR) status but not in the United States (U.S.) five years with the LPR status. Coverage was reinstated and extended until June 30, 2010, for an identified group of non-pregnant Restricted Alien adults.

Effective July 1, 2010, a small group of these non-pregnant Restricted Alien adults (age equal to or greater than 21) who, through statistical analysis have been determined to require further coverage will be allowed coverage for up to one year, until June 30, 2011. They must remain otherwise eligible during the one-year extension except for their Restricted Alien status, or they will have coverage terminated as normal. Those identified for the continuation of benefits will receive a notice advising of their continuing coverage. The extended recipients are identified in the Medicaid Eligibility System (MES) with Special Program Code (SPC) "40" and Alien Type "J."

The identified recipients must comply with any redeterminations which are due during the extended period. They are required to remain uninsured and be otherwise financially eligible or they will be terminated prior to June 30, 2011, per applicable regulation. Recipients becoming eligible for any applicable Transitional Medicaid (TM) benefits may be eligible for the TM period appropriate to the loss of eligibility reason (for example, child support, unemployment, etc.) but the TM period cannot exceed June 30, 2011, unless they have become a Naturalized citizen or met the required five year LPR status.

If an extended recipient becomes a Naturalized U.S. citizen prior to June 30, 2011, both the end date of the SP 40 segment and the Alien Type need to be updated.

If an extended recipient reaches the established five year LPR period prior to June 30, 2011, and remains otherwise eligible, the termination date on the file will need to be removed and the Alien Type will need to be updated.

Any non-pregnant Restricted Alien adults that were previously extended from April 1, 2010, but are not having coverage extended under this method will be terminated effective June 30, 2010. As you are aware, there will be no new applicant **“restricted alien”** non-pregnant adults added to the AFDC-Related Medicaid (including PSC 380 adults) or NJ FamilyCare (PSC 497/498) programs. Those no longer eligible may be referred for alternatives such as the Federally Qualified Health Centers (FQHCs) or Emergency Services for Aliens where appropriate. Should they become Naturalized U.S. citizens or meet the required five year LPR period they may re-apply to an appropriate medical assistance program which is open to new applicants. The regulations for eligibility for **“qualified aliens”** such as refugees, asylees, etc., remain applicable as cited in program manuals N.J.A.C. 10:69, 10:79, and 10:78. Additionally, be mindful that SPC 40 eligibility did not terminate eligibility or close eligibility to applicants who otherwise are eligible for programs for children and pregnant women.

If you have any questions regarding this Medicaid Communication, please refer them to the Division’s field service staff for your agency at 609-588-2556.

Sincerely,



John R. Guhl
Director

JRG:M

c: Jennifer Velez, Commissioner
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