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Title 22@ Social Security

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Division 3@ Health Care Services

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Subdivision 1@ California Medical Assistance Program

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Chapter 2@ Determination of Medi-Cal Eligibility and Share of Cost

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Article 3@ COUNTY OF RESPONSIBILITY FOR DETERMINATION OF MEDI-CAL ELIGIBILITY

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Section 50131@ Placement in Long-Term Care After Release from a State Hospital

50131 Placement in Long-Term Care After Release from a State Hospital

(a)

Notwithstanding the requirements of any other section in this article, the county of responsibility for determining Medi-Cal eligibility for persons released from a state hospital and placed in a long-term care facility shall be the county in which the long-term care facility is located, with the following exceptions: (1) If the person has a public guardian or conservator in the original county of placement into the state hospital, then that county shall remain the county of responsibility, unless the county in which the long-term care facility is located agrees to accept guardianship or conservatorship of the person. (2) If the person's eligibility is determined as part of a family or based upon family income, then the county of responsibility shall be determined in accordance with Section 50123.

(1)

If the person has a public guardian or conservator in the original county of placement into the state hospital, then that county shall remain the county of responsibility, unless the county in which the long-term care facility is located agrees to accept guardianship or conservatorship of the person.

(2)

If the person's eligibility is determined as part of a family or based upon family income, then the county of responsibility shall be determined in accordance with Section 50123.