

California Code Of Regulations

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Title 22@ Social Security

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Division 3@ Health Care Services

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Section 50167.5@ Verification of Unearned Income Information from Internal Revenue Service (IRS) or Franchise

50167.5 Verification of Unearned Income Information from Internal Revenue Service (IRS) or Franchise Tax Board (FTB) -IEVS Requirements

(a)

The county department shall not deny or terminate benefits to an applicant or beneficiary or increase the share of cost based on unearned income information from IRS or FTB until it has: (1) Verified the amount of the income and the value of the property involved. (2) Established whether the income or property was available to the individual. (3) Determined the period or periods when the individual actually had the income or property.

(1)

Verified the amount of the income and the value of the property involved.

(2)

Established whether the income or property was available to the individual.

(3)

Determined the period or periods when the individual actually had the income or property.

(b)

The county department shall verify the IRS or FTB information by either: (1) Contacting the individual by a letter, written in a neutral, nonaccusatory manner, which advises of the: (A) Information received from IEVS. (B) Potential impact on

eligibility or share of cost. (C) Requirement to respond within 10 days. (D) Consequences of failure to respond to the inquiry, as specified in Section 50175.

(2) Referring the case to the Department for investigation in accordance with procedures established by the Department.

(1)

Contacting the individual by a letter, written in a neutral, nonaccusatory manner, which advises of the: (A) Information received from IEVS. (B) Potential impact on eligibility or share of cost. (C) Requirement to respond within 10 days. (D) Consequences of failure to respond to the inquiry, as specified in Section 50175.

(A)

Information received from IEVS.

(B)

Potential impact on eligibility or share of cost.

(C)

Requirement to respond within 10 days.

(D)

Consequences of failure to respond to the inquiry, as specified in Section 50175.

(2)

Referring the case to the Department for investigation in accordance with procedures established by the Department.