

# MEDI-CAL HEALTH CARE PROGRAM

## UPDATE

July 2006

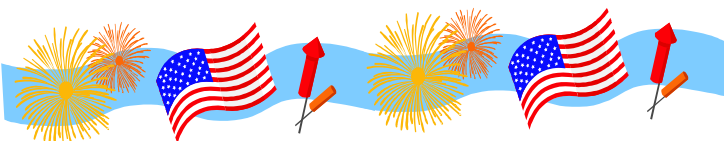
### Permanently Residing Under Color of Law (PRUCOL)

#### The PRUCOL Process

Reference: ACWDL 89-83 and 92-48

INS is now known as United States Citizenship and Immigration Services (USCIS)  
MC-13, MC-845, and MC-845 Save

<p><b>Step 1:</b> Anyone may apply for PRUCOL. Provide or mail the MC-13 to each applicant/participant who declares they are not a U.S. citizen <u>OR</u> U.S. national.</p>	<p><b>Action:</b> Review the completed MC-13 when returned by the applicant/participant. If the MC-13 is not returned within 30 calendar days, approve restricted benefits, if applicant/participant is otherwise eligible.</p>
<p><b>Step 2:</b> If the applicant/participant answers "YES" to question #4 on the MC-13, ensure applicant/participant checks off one of the categories listed in section B, question #5. Eligibility Workers are reminded not to coach or advise applicant/participant as to which box to check. Advice can be given by Legal Aid or an Immigration Attorney.</p>	<p><b>Action:</b> If the applicant/participant checks any of the first 15 boxes under question #5, section B, request documents to establish Satisfactory Immigration Status (SIS). Allow 30 calendar days for a response. If the applicant/participant checked the last box in question #5, follow <b>Step #5 seen on page 2.</b></p>
<p><b>Step 3:</b> If any box in section B, question #5, (with the exception of the last box) is checked and the participant is determined to be otherwise eligible for Medi-Cal, evaluate for full-scope benefits for applicants/participants who have provided acceptable verification of SIS.</p>	<p><b>Action:</b> For those applicants/participants who have provided documentation of SIS and meet all other eligibility criteria, approve for full-scope benefits.  For those applicants/participants who have <b>not</b> provided documentation of SIS, but have met all other eligibility criteria, approve restricted benefits for pregnancy or emergency services only.</p>
<p><b>Step 4:</b> If verification of SIS is not received within the 30 day period.</p>	<p><b>Action:</b> Restricted benefits are to be issued if applicant/participant is otherwise eligible to receive Medi-Cal.</p>



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## Step 5:

If the last box in section B is checked on the MC-13, PRUCOL applicants/participants must provide verification that addresses the two elements of this PRUCOL category:

1. The alien is living in the United States with knowledge and permission of USCIS, and
2. USCIS does not contemplate enforcing the Departure of the person.

## Details:

Eligibility Workers must complete section A on form number G-845 SAVE to specify that a PRUCOL response is being requested. This can be accomplished by **writing in the last line (“other”) of section A, box #8 (Benefits), “PRUCOL Response Requested.”**

If **OTHERWISE ELIGIBLE**: Grant full-scope Medi-Cal benefits to applicants/participants who are otherwise eligible to full-scope until G-845 SAVE document is returned from USCIS.

## Step 6:

USCIS may respond with one of the following:

1. “USCIS actively pursues the expulsion of an Alien in the class/category.” This means that the applicant/participant **is not** PRUCOL.
2. “USCIS is not actively pursuing the expulsion of an alien in the class/category at this time”, this means that the participant **is** PRUCOL.

## Details:

In response to #1: Reduce benefits to restricted Medi-Cal and send the 10-day Notice of Action (NOA). The basis for the action is the lack of Satisfactory Immigration Status (SIS) as reported by the USCIS. A standard NOA should always be sent to the participant and Authorized Representative if Medi-Cal will be reduced from full-scope to restricted benefits.

### Document case comments.

## Details:

In response to #2: The participant is entitled to full-scope Medi-Cal benefits as long as he/she is otherwise eligible. Place the returned G-845 SAVE in the case file as evidence of the participant’s SIS and **annotate case comments**. Initiate approval NOA . At one year expiration and at redetermination, PRUCOL status **MUST** be reevaluated and steps 1-7 of the PRUCOL Process must be repeated.

## Step 7:

If PRUCOL category in section B, last box, is checked and Long Term Care, Renal Dialysis or Foster Care is requested, the G-845 Supplement, otherwise known as the Form MC-845 (titled “G-845 Supplement PRUCOL”) is to be given to participant to complete and return.

## Details:

Once the G-845 supplement (MC-845) is completed and returned by participant, submit the MC-845 with form number G-845 (SAVE) to USCIS and grant full-scope Medi-Cal, if otherwise eligible. Medi-Cal benefits **MUST** be reevaluated at redetermination and at one year expiration of PRUCOL entitlement.

**NOTE:** PRUCOL is not just for persons in Long Term Care or who are on Renal Dialysis: **Persons do not need to request** long term care or be receiving kidney dialysis in order to request consideration under PRUCOL.

## Alert:

Due to new federal laws, there will be changes in the citizenship verification requirements that will call for citizens to provide verification of their citizenship and identity. These changes will be effective following new instructions from CDHS.