

Question and Answer: Webinar- Health Care Eligibility and Coverage options for Deferred Action Childhood Arrivals (DACA)

Questions for The California Endowment

Will this webinar be recorded and available to view on YouTube or through a private link? **There will be a link to the recording of the webinar that will be provided however, please also check our immigrant resources page by visiting ACALibrary.org**

We are encountering a big problem. When we complete the marketplace application all indicated that the person/family qualifies for subsidies. However, once we assist client in completing the application the result is that they do not qualify for subsidies. It is frustrating for people and the customer service number is not helping, it is always either busy they put us on hold for a long time then cut off etc. **This is a specific case to Covered California and we can have someone contact you directly. Please e-mail mcuellar@calendow.org so that we can follow up.**

Where do we find the worksheet? At <http://getcoveredca.com/toolkit/>. Next to the title, "Health Coverage Eligibility Worksheet (Including Mixed Status Families)."

Where can we get those cool t-shirts with the Undocumented CA facts? **For requests for Undocumented Californian Facts T-Shirts, email Annie Carney at acarney@calendow.org**

Would this (Health Coverage Eligibility Worksheet) work in FL? **No. The Health Coverage Eligibility Worksheet is specific to California.**

How can we invite panelist to come out and speak to the church communities? **Feel free to contact the panelists of this webinar. Their contact information can be found below:**

- **Imelda Plascencia, Project Coordinator of Health Initiatives, Dream Resource Center, Email: imeldabruin@gmail.com, Phone: 626.234.0457**
- **Reshma Shamasunder, Executive Director, California Immigrant Policy Center, Phone: (213) 250-0880 ext. 110, Email: rshamasunder@caimmigrant.org**
- **Sarah Hurd, Sr. Project Manager - Outreach, Charitable Health Coverage Operations, Kaiser Permanente, Phone: (510) 625-2178, Email: Sarah.M.Hurd@kp.org**
- **Marlon Cuellar, Program Manager, Healthy California, The California Endowment, Email: mcuellar@calendow.org, Phone: 916.558.6764**

After you use the toolkit (Health Care Coverage Eligibility Worksheet) will that lead the DACA individual to where they can apply for Medi-Cal? Or is there a place where they can apply specifically? **Yes, the Health Coverage Eligibility Worksheet contains full descriptions of the listed programs and information about where individuals can apply for these services.**

Questions for the CA Immigrant Policy Center

Can you please provide more information about the Dreamer training? **I am not familiar with this training. However, CIPC does have information about Deferred Action for Childhood Arrivals (DACA) and benefits available to them at www.caimmigrant.org.**

Is there an opportunity for CA to provide financial assistance for DACA applicants by perhaps a collective of funds from employers, general fund social services program? **CA used to provide support for legal permanent residents to access state-funded support to become naturalized. This program is no longer funded, however, immigrant advocates could focus on this issue in the future.**

Why aren't counties advertising the limited/restricted scope Medi-Cal for undocumented workers? What defines emergency services? **Limited/restricted scope Medi-Cal, also referred to as Emergency Medi-Cal, includes emergency and pregnancy-related services. Depending on immigrant status, these services may also include care and services related to an emergency medical condition (including dialysis services, but not related to an organ transplant procedure) and long term care.**

Because access to Emergency and full scope Medi-Cal varies depending on immigrant status, the information disseminated in regards to Medi-Cal is often given in general terms. The approaches that counties have taken in "advertising" emergency Medi-Cal may vary, depending on the county (and how friendly they are to immigrant communities).

I had a question about DACA youth. Where can they apply for DACA status. And lastly, if the youth qualifies for DACA do they automatically qualify for PRUCOL? **Immigrant youth, who meet the requirements for Deferred Action for Childhood Arrivals (DACA), need to apply through USCIS. More information here:**

<http://www.uscis.gov/humanitarian/consideration-deferred-action-childhood-arrivals-process>

Immigrant youth organizations, non profits, and community centers often provide free to low cost DACA legal clinics, to provide guidance on the type of documents that applicants need and what the applications process is like. You can find more information in this publication:

https://docs.google.com/a/caimmigrant.org/file/d/0B6Vcq3LIR_2LW1kVGw3aTR5UHplcFZaMkFaWjNQSjYckFJ/edit

If the youth has received DACA status, they are considered PRUCOL. If they are eligible for DACA but have not applied, they would not be considered PRUCOL unless they qualify as PRUCOL in some other way.

Those who are eligible but have not applied for DACA are not eligible for Medi-Cal correct? **That is correct, unless they also fall under some other eligibility category. In general, they must have received DACA status to be eligible for full scope Medi-Cal.**

Is there a bill number for Senator Lara's bill? **Yes, it is Senate Bill 1005.** www.caimmigrant.org

Is DACA the same as Dream Act/ Dreamers? **DREAMers are generally considered to be undocumented. Some, but not all DREAMers may be eligible for DACA status which falls under PRUCOL. Other DREAMers may have another type of immigration status that could be considered "lawfully present" under the federal rules or PRUCOL under Medi-Cal rules. For more information about PRUCOL (Persons Residing Under Color of Law (PRUCOL), please refer to the Department of Health Care Services and to this [FAQ](#). The DREAM Act refers to a proposed federal law that would provide a pathway to citizenship for undocumented youth. This legislation has not passed Congress. The California DREAM Act refers to California laws that provide financial aid to certain undocumented students.**

Do you know other states that are extending Medicaid for DACA youth? **State rules on immigrant eligibility for medical assistance vary quite a bit. NILC's table linked below lists the states that take advantage of federal options to cover lawfully residing pregnant women and children regardless of their date of entry into the US, or to provide prenatal care regardless of the woman's status, or that cover some groups of federally ineligible immigrants with state funds: [Medical Assistance Programs for Immigrants in Various States](#) (PDF). NILC's maps illustrate the coverage available to immigrant children and pregnant women in various states <http://www.nilc.org/healthcoveragemaps.html>**

DACA grantees' eligibility is not listed specifically. But, beyond the states that cover children or pregnant women regardless of status, DACA grantees are likely to be eligible for coverage in some age/disability/family categories in the following states: CA, DC, MA, NY and WA.

If a DACA child is under 19 years, does their income still need to be under 138% or does it follow the children rules and go up to 266%? **Yes. If a DACA recipient is under 19 years of age, they are eligible under child income eligibility for Medi-Cal.**

Many undocumented workers are eligible for emergency Medi-Cal. Is 200% FPL the eligibility level for limited scope for Medi-Cal? **Eligibility for limited scope, Medi-Cal is up to 138% FPL.**

Undocumented folks receive emergency care at full price. Correct? **If an undocumented individual is otherwise eligible for Medi-Cal, they receive coverage under Medi-Cal, at no cost to them. If the undocumented person is not Medi-Cal eligible, their cost would depend on where they received the service and if and what kind of affordability program is available at the service location.**

Has there been any progress in when it comes to allowing DACA youth to apply for Medi-Cal using CalHEERS? According to county workers,? **There are still many issues with the functionality of CalHEERS and the limited ability to do override errors in the system (only certain supervisors at each county can override). County workers cannot see all the information they need. For example, when CalHEERS tells them someone is not eligible, it doesn't tell the worker why, so the worker has a very hard time identifying where the problem might be. There remain issues with undocumented persons and DACA youth being dropped into wrong codes. County workers may be able to fix this individually.**

Do the people who qualify for DACA get a card identifying that to present to someone who wants to sign them up for insurance, like Medi-Cal? **No. DACA's do not need to provide anything different than other applicants for Medi-Cal or Private Insurance (non-Covered California).**

I know DACA youth receive a SS# for work only? Is this supposed to be used on the Medi-Cal application? **Yes, anyone applying must provide Social Security numbers or information about immigration status.**

Because there is a fine for those that do not enroll in health insurance (CA residents) will DACA individuals have to pay the fine as well? **DACA individuals are exempt from the health coverage mandate. They therefore, will not be fined if they fail to enroll in health insurance.**

5- Year Bar Questions

I heard that there is some changes being proposed for wrap around services that eliminates the 5 year bar for medi-cal? Is Covered California proposing these changes? **The wrap around actually hasn't been implemented yet. Qualified immigrants subject to the five-year bar receive full-scope Medi-Cal. They can apply directly through their county or through Covered CA (recommend going to the county because the interface between the Covered California software (CalHEERS) and the Medi-Cal software (SAWS) is not yet working properly for many immigrants, with the result that people eligible for full-scope Medi-Cal are being enrolled in limited scope. See MEDIL I 14-11, authorizing counties to override incorrect determinations). People with deferred action under DACA and other PRUCOLs (people permanently residing under color of law) are not eligible for the exchanges and should apply directly to Medi-Cal.**

To clarify, legal residents must be residents for 5 years in order to be eligible for full scope Medi-Cal? Who does this apply to? **In California, lawfully residing immigrants do not have to wait to get Medi-Cal. If your income makes you ineligible for Medi-Cal, you may be eligible for Covered CA with financial assistance. Lawfully present immigrants who are eligible for Covered CA can apply immediately.**

Mixed Status Family Questions

For mixed immigration status people: how do you count their income? **See slides provided by National Immigration Law Center.**

Question: Would the undocumented parents be included in the household number? **The household size, also referred to as family size, means the tax filer (or tax filers if married filing jointly) plus everyone they claimed as their tax dependents on their tax return. For Medi-Cal only, a pregnant woman counts as two or more, depending on the number of expected babies. For Medi-Cal, there are exceptions to tax household rules for two spouses who are in the home, or for a parent who has a child in the home that is not claimed as a dependent. For Covered CA, a pregnant woman is a family size of one.**

Question: If a family with minor children under Medi-Cal and a DACA person, does the DACA need to go through the open case under Medi-Cal to be added to the family plan? Or the DACA needs to apply on their own? **As a practical matter, the DACA person needs to apply at the county and the worker will tell him or her what to do.**

For mixed immigration status family, is there a tax penalty for tax paying undocumented parents who don't sign up their citizen children for health insurance? **Yes. Persons who file taxes will need to demonstrate that they have coverage unless they qualify for an exemption. Only individuals seeking benefits must provide information about their citizenship or immigration status and social security number (SSN) if available. If an undocumented individual applies on behalf of another, they are considered the "application filer" and do not need to provide information about their citizenship or immigration status or SSN. Any information provided on the application can ONLY be used only to determine eligibility for the programs a family members are seeking.**

Health Care Coverage Impacting prospects of future legalization

I have a client who is a sponsored immigrant. So far, she has been unable to get Medi-Cal because DHHS wants information from her sponsor. My understanding from researching on the web is that CA can decide at some point to contact the sponsors for reimbursement, but that they don't need to fill out forms now. Any information would be helpful. **In California, the Medi-Cal program does not ask about an individual's sponsor. Sponsors are not asked to pay for Medi-Cal services provided to sponsored immigrants. Sponsors do not have financial responsibility for sponsored immigrant's children either.**

If individuals with Medi-Cal under PRUCOL will that affect their eligibility to become Permanent residents? **No. Your use or your family's use of health care insurance for which you/they are eligible will not be considered in the "public charge" decision. Only long-term care paid for by Medi-Cal or monthly cash assistance (like CalWORKs) is relevant in the public charge determination. You should not provide any false information on the application.**

Some people in legal community say DACA recipients should apply because later when immigration laws change they won't be eligible for residency for being considered "burden" to the state. **No. Your use or your family's use of health care insurance for which you/they are eligible will not be considered in the "public charge" decision. Only long-term care paid for by Medi-Cal or monthly cash assistance (like CalWORKs) is relevant in the public charge determination. You should not provide any false information on the application.**

Questions for Kaiser Permanente Child Health Program (KCHP)

Enrollment specific questions

Is this program available for children in Mendocino County? **No. The Kaiser Children's Health Plan (KCHP) is available in the following Northern California counties: Alameda, San Joaquin, Contra Costa, San Mateo, Marin, Solano, Sacramento, Stanislaus, San Francisco, Amador, Placer, El Dorado, Santa Clara, Fresno, Sonoma, Kings, Sutter, Madera, Tulare, Mariposa, Yolo, Napa, and Yuba. The following Southern California counties: Imperial, Riverside, Kern, San Bernardino, Los Angeles, San Diego, Orange*, and Ventura.**

Are you available for open enrollment in Kern county? **Answer: Kern County is not currently open for enrollment in the program.**

Is KCHP only to those restricted counties? What about Monterey county? **Answer: The program is only available in KP service areas. KP's Northern California service area does not include Monterey county.**

How can we find out when the enrollment opens up? **Due to the Affordable Care Act, the program now follows the standard open enrollment period.**

In Northern California, the program is open during the standard open enrollment time, just like Covered CA. Open enrollment for 2014 ends on March 31, 2014. The north has always remained open.

In Southern California, due to demand and enrollment limits, enrollment in the region is often closed. Currently enrollment is open in the following counties: Los Angeles (except Antelope Valley), Orange, Riverside, San Bernardino, and San Diego.

Is KCHP holding open enrollment through 3/31 throughout the state or just in LA? **Answer: KCHP enrollment for all open counties is through the open enrollment period which ends 3/31/2014.**

What determines when enrollment is open? **Due to the Affordable Care Act, the program now follows the standard open enrollment period.**

Regarding the KCHP, if the child lives in Imperial County, will they receive services in Imperial? **To be eligible for KCHP, the child must live within a KP service area. Currently, Imperial county is closed to KCHP enrollment.**

Does KCHP have space available in Northern CA? **Yes. Space is available in Northern California.**

If a DACA child is on KP Insurance, are they now supposed to be enrolled in Medi-Cal and disenroll from KP? Will they automatically be transferred to Medi-Cal by KP?

Kaiser doesn't go looking for those who should not be on the program and any changes in eligibility are addressed at recertification. Kaiser cannot transfer anyone into Medi-Cal and only Medi-Cal can make an eligibility determination.

Eligibility questions

Do children with green cards qualify for KCHP? **Depends on their status. Are they a legal resident who qualifies for Medi-Cal or federal subsidy is the first question to ask. If they have not been here long enough to qualify for government assistance then they qualify for the Kaiser plan.**

Are individuals with TPS status eligible? **Kaiser believes these immigrants would not qualify for any government plans and assume they don't have employer coverage and so would be eligible.**

Can undocumented children that only have emergency medical apply for KCHP? **Yes. Undocumented children on Emergency Medi-Cal are eligible for KCHP.**

What is the age limit for KCHP? **Recipients must be under 19 years of age.**

If an individual have KP but is really expensive can they apply to KCHP? **If a child meets the income requirements, 0-300% of FPL, and is not eligible for Medi-Cal, they are eligible to apply for KCHP.**

If the child is age 0-5, is it required for the child to enroll in Healthy Kids? **No - that is a privately funded option.**

If children enroll in KCHP, are they still eligible for CHDP gateway service **That question is more appropriately addressed to CHDP in terms of how they treat children with other coverage.**

Application questions

Can anyone apply for Kaiser or do you need to be a Certified Enrollment Counselor? **You do not need a Certified Enrollment Counselor to apply for this program.**

To assist clients for KCHP does the assistor need to be certified under Kaiser enrollments? **Assistors simply need to attend our 1 hr application training and receive an Enrollment Entity number (which we will provide).**

Where we can get application? Or can we do it online? To apply for the Child Health Program, an applicant needs to fill out the [KP Individuals and Families application](#) and the [KP Community Benefit subsidy application](#). **To request a Child Health Program Enrollment Kit** that includes both applications:

CALL: KP Member Services 24/7 at 1-800-464-4000 or the Spanish line at **1-800-788-0616.**

Note: It is important to ask for the Child Health Program in California / Programa de Salud Infantil de California. Applications can also be downloaded from info.kp.org/childhealthprogram.

MAIL: Both filled out applications with proof of applicant's monthly income to:

Child Health Plan

Kaiser Permanente

PO Box 12904

Oakland, CA 94604-9923

RECOMMENDED: Application Assistance

Due to the high rate of delayed applications, because of missing information, *it is highly recommended that applicants seek assistance from one of the trained enrollment assister agencies.*

We can continue to use One-e-App to submit KCHP application? **Yes, but currently our One-e-App system is offline undergoing an upgrade. Please DO NOT submit applications via One-e-App until their system is back online otherwise they will not receive them. Kaiser anticipates it being online in early summer 2014. For now, please fill out and mail in the paper applications.**

When helping a child apply for KCHP do we still need to provide a birth certificate? What are all the documents needed to mail out with the application?

It's preferable but not required to send a birth certificate but they do need to check "other" in the citizenship box of the subsidy app.

Do folks enrolled in the KCHP need to re-apply/renew? How does that process work? (I'm assuming they were on the old plan and haven't renewed) **If your assumption is correct then yes, they are not a current member so they have to apply as a new member.**

Income questions

What is considered acceptable proof of income for those who do not receive a paycheck stub with the salary? What if they don't have one employer, they are day laborers and get paid cash? How can they proof income? If an applicant doesn't work, what would be a valid proof that they can provide that they are being supported by a relative? Can they use a Medi-Cal in-kind? (assuming they fill out the Affidavit?) **They can have the person providing the support write a letter with the amount of the support or they can submit the Child Health Program affidavit in the enrollment kit. Please find attached. (is something attached?)**

Can KCHP send an enrollment expert to our health fairs? **Yes. To request enrollment kits, please email CHCO@kp.org. You need to include in your email the following items: the contact name, organization name, address (we can't deliver to a PO Box), phone number, quantity, and kit language (Kits are available in English and Spanish)**