

**Policy Clarifications – Medicaid – All
PMA-17542-312**

Submitted: 05/2015

Agency: CAOs

Subject: Care and Control of Children for Modified Adjusted Gross Income (MAGI) Medical Assistance (MA)

Question: We have noticed that if a non-emancipated child under the age of 18 is not indicated under the care and control of a parent, the system will build a MAGI budget consisting of the child only, and does not count the parents or their income. Is this correct?

Response By: Division of Health Services

Date: 5/7/15

No. If a child under the age of 18 is not emancipated, care and control of the child must be marked for at least one adult in the household. For children living with their parent(s), if care and control is not indicated, the system considers the child emancipated and will not include the parent(s) in the child's MAGI determination.

For children who do not live with a parent, it must be indicated that the non-emancipated child is under the care and control of at least one adult so that the caretaker(s) can be evaluated correctly for the parent/caretaker target (MG27T). In this situation however, the child would be considered under non-filer rules and thus the caretaker would not be included in the child's budget for that reason.