**Policy Clarification**

**Medical Assistance**

 **PMA-20151-322**

**Submitted: 10/7/2020 Agency: CAOs**

**Subject: Medical Assistance (MA) Benefits for Lawfully Present Non-Citizen Children and Pregnant Non-Citizens once they turn Age 21 or the Post-Partum Period Ends**

**Questions**:

1. Are lawfully present non-citizen children who turn 21 or non-citizens whose post-partum period still eligible for MA benefits?
2. How is a caseworker notified when a lawfully present MA recipient (citizenship codes 2 and 3) turns age 21 or the 60-day post-partum period ends and what steps must the caseworker take once notified?

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| **Response By: Division of Health Services** |  **Date: 10/8/2020** |  |  |
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1. Lawfully present (citizenship codes 2 and 3) children under age 21 and pregnant women may receive federally funded MA under Section 214 of the Children’s Health Insurance Program Reauthorization Act of 2009 (CHIPRA) as discussed in [MAEH 322.32](http://services.dpw.state.pa.us/oimpolicymanuals/ma/322_Citizen_Noncitizen/322_3_Alien_Status.htm?rhtocid=_16_2_3#322.32__Lawfully_Present_Children_Under_age_21_and_Pregnant_Womenbc-4). Once these MA recipients turn age 21 or the post-partum period ends, they are only eligible for federally funded MA if they are a permanent resident who has met the five-year bar or they have an approved emergency medical condition. As explained in [MAEH 322.311](http://services.dpw.state.pa.us/oimpolicymanuals/ma/index.htm#t=322_Citizen_Noncitizen%2F322_3_Alien_Status.htm) these individuals may receive state funded MA if they meet all the conditions of eligibility for GA-related MA.
2. A caseworker receives an alert to review MA benefits for an individual turning 21 or whose post-partum period is ending. The caseworker will run eligibility so that the individual is reviewed for eligibility in a General Assistance (GA)-related MA. The proper system-generated notice to either close benefits or change to a GA-related MA category must also be sent. If a system-generated notice is not issued the caseworker must send a manual notice and scan the notice to the record.

**Reminder:** Undocumented non-citizens (citizenship code 5) are only eligible for Emergency Medical Assistance (EMA) benefits if they have an approved emergency medical condition.