

	GEORGIA DIVISION OF FAMILY AND CHILDREN SERVICES MEDICAID POLICY MANUAL			
	Chapter:	2100	Effective Date:	February 2020
	Policy Title:	Protected Medicaid 1972 (Public Law 92-603)		
	Policy Number:	2123	Previous Policy Update:	MT 10

REQUIREMENTS

Protected Medicaid 1972 (PL 92-603) is a class of assistance (COA) that provides Medicaid for an individual/couple who received AABD or AFDC and RSDI concurrently in 1972 and became ineligible for AABD or AFDC because of the 20% 1972 COLA increase in RSDI.

BASIC CONSIDERATIONS

To be eligible under the Protected Medicaid 1972 COA an A/R must meet the following conditions:

- The A/R is currently receiving RSDI.
- The A/R received AABD or AFDC and RSDI in 8/72.
- The A/R is currently eligible for SSI if the 1972 RSDI COLA is disregarded.
- The A/R meets all basic and financial eligibility criteria.

NOTE: Length of Stay (LOS) and Level of Care (LOC) are **NOT** requirements for this COA.

NOTE: Prior receipt of SSI is **NOT** a requirement for this COA.

NOTE: Applications are no longer approved under this COA.

PROCEDURES

Follow the steps below to determine Medicaid eligibility under the Protected Medicaid 1972 COA:

- Step 1** Accept the A/R's Medicaid application.
- Step 2** Obtain information required to complete the eligibility determination.
- Step 3** Using county and state records, determine whether the A/R received AABD or AFDC in 8/72.

PROCEDURES (cont.)

- Step 4** Obtain the following verification from the Social Security Administration:
- The current amount of the A/R's RSDI benefit.
 - The amount of the A/R's 8/72 RSDI COLA.
- Step 5** Determine all basic eligibility criteria except LOS and LOC. Refer to the Chapter 2200, Basic Eligibility Criteria.
- Step 6** Determine financial eligibility using the current SSI income and resource limits. Refer to the Chapter 2500, ABD Financial Responsibility and Budgeting, to determine the following:
- Whose income and resources to consider
 - Which SSI income and resource limit (individual or couple) to use
 - Which eligibility budget to complete
- Step 7** Approved Medicaid under the Protected Medicaid 1972 COA if the A/R meets all the above eligibility criteria, including retroactive months if needed.

NOTE: Do not approve Medicaid under the Protected Medicaid 1972 COA for any month for which the A/R was eligible for and received an SSI payment.