

	<b>GEORGIA DIVISION OF FAMILY AND CHILDREN SERVICES MEDICAID POLICY MANUAL</b>			
	<b>Chapter:</b>	<b>2100</b>	<b>Effective Date:</b>	<b>February 2020</b>
	<b>Policy Title:</b>	<b>Disabled Widow(er) Age 60-64 (Public Law 100-203)</b>		
<b>Policy Number:</b>	<b>2119</b>	<b>Previous Policy Update:</b>	<b>MT 10</b>	

## REQUIREMENTS

Widow(er) Age 60 – 64 (PL 100-203) is a class of assistance (COA) that provides Medicaid for a widow(er) who applies for an RSDI widow(er) benefit at age 60 or older and subsequently has his/her SSI terminated because of his/her entitlement to an RSDI widow(er) benefit.

## BASIC CONSIDERATIONS

To be eligible under the Widow(er) Age 60–64 COA the A/R must meet the following conditions:

- The A/R is a disabled or blind widow(er) aged 60 – 64.
- The A/R is currently receiving an RSDI widow(er)/surviving divorced spouse benefit.
- The A/R is currently ineligible for Medicare Part A coverage.
- The A/R previously received SSI that was terminated because of his/her initial entitlement to RSDI as a widow(er)/surviving divorced spouse.
- The A/R is eligible for SSI if the initial entitlement to RSDI as a widow(er)/surviving divorced spouse and all subsequent COLAs are 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.

When the A/R becomes Medicare eligible at age 65 or after 24 months as disabled, s/he is NO longer eligible under this COA. Complete a CMD. Refer to Section 2052, Continuing Medicaid Determination.

Refer to Section 2117, Disabled Widow(er), for information on Medicare entitlement based on disability for an individual receiving an RSDI widow(er) benefit.

**PROCEDURES**

Follow the steps below to determine Medicaid eligibility under the Widow(er) Age 60 – 64 COA.

- Step 1** Accept the A/R's Medicaid application.
- Step 2** Obtain information required to complete the eligibility determination.
- Step 3** Verify that the A/R is age 60 – 64.
- Step 4** Obtain the following verification from the Social Security Administration:
- The date SSI benefits were terminated.
  - The current amount of the A/R's RSDI Widow(er) benefit.
  - The amounts of the RSDI initial entitlement that caused SSI termination and all COLAs received since SSI was terminated
  - The A/R's current ineligibility for Medicare Part A coverage.
- Step 5** Determine all basic eligibility criteria except LOS and LOC. Refer to Chapter 2200, Basic Eligibility Criteria.
- NOTE: Verify blindness or disability if the A/R does not have prima facie evidence of blindness or disability, such as receipt of an RSDI disability benefit. Refer to Section 2205, ABD Requirement.
- Step 6** Determine financial eligibility using the current SSI income and resource limits. Refer to 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.
- Determine the A/R's countable income by disregarding the following amounts of RSDI income:
- The initial entitlement to RSDI as a widow(er) that caused SSI termination
- AND**
- All subsequent COLAs
- NOTE:** The RSDI claim number will end with a beneficiary identification code (BIC) that includes "D" if the A/R receives RSDI as a widow(er)/surviving divorced spouse.

<b>PROCEDURES (cont.)</b>
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**Step 7**      Approve Medicaid, including prior months if needed, under the Widow(er) Age 60-64 COA if the A/R meets all the above eligibility criteria.

**NOTE:** Do NOT approve Medicaid using the Widow(er) Age 60-64 COA for any month for which the A/R was eligible for and received an SSI payment.

**Step 8**      Terminate Medicaid under this COA as soon as the A/R becomes entitled to Medicare Part A. Complete a CMD. Refer to Section 2052, Continuing Medicaid Determination.