

## **0316 MEDICAL ASSISTANCE FOR ALIENS**

### **0316.05 IMPACT OF ALIEN STATUS ON SCOPE OF SERVICES**

REV: 04/2010

- A. An Alien who meets all other requirements of the Medical Assistance Program is either eligible for the full scope of Medical Assistance benefits or eligible for restricted services, depending on alien status.
1. Aliens who are potentially eligible for the full scope of Medical Assistance benefits as Categorically Needy or Medically Needy include:
    - a. Aliens admitted for permanent residence;
    - b. Certain American Indians born in Canada and some Amerasians;
    - c. Refugees, Amerasian Immigrants or Cuban/Haitian entrants;
    - d. Aliens Permanently Residing in the U.S. Under Color of Law (PRUCOL);
    - e. Parolees;
    - f. Asylees;
    - g. Lawfully residing aliens who are members of the state-funded coverage group as defined in 0304.05.45.
  2. Aliens who are potentially eligible for restricted services include:
    - a. Undocumented Aliens who are in the U.S. without permission from the Immigration and Naturalization Service and who are not otherwise defined as PRUCOL;
    - b. Aliens with temporary status who are admitted to the U.S. for a temporary period, usually for travel, visits, study or diplomatic service. Included in this group are foreign government representatives, crewman on shore leave, foreign students, temporary workers, members of the foreign media and film crews.
- B. Undocumented pregnant women are potentially eligible for Medical Assistance benefits through Title XIX or XXI. (See Manual Section 0348.10 through 0348.10.10 for state-funded Rite Care Coverage Group benefits.)

#### **0316.05.05 SAVE Requirement**

REV:04/2010

- A. Aliens who are potentially eligible for MA as either Categorically Needy or Medically Needy must:
1. Provide documentation of alien status;
  2. Sign a statement attesting to their satisfactory alien status;
  3. Permit DHS to verify their documentation and alien status directly with the Immigration and Naturalization Service. Once the documentation and verification requirements are met,

eligibility determination proceeds in the same manner as eligibility determination for applicants who are U.S. citizens.

### **0316.05.10 Refugee Medical Assistance**

REV:01/2002

Refugees who have resided in the United States for eight (8) months or less, and who have been determined ineligible for one of the categorical programs due to lack of a characteristic may be eligible for Refugee Medical Assistance (RMA). Family cases will have eligibility determined according to family-related (RIte Care) rules. Individuals and couples will have RMA eligibility determined according to SSI-related rules.

### **0316.10 INELIG ALIENS RECEIVING RESTRICTED SERVICES**

REV:06/1994

Aliens whose status renders them ineligible for Medical Assistance as Categorically or Medically Needy may be eligible for restricted services only. Restricted services are emergency in-patient hospital services and hospital emergency room services, including labor and delivery services. No other services are covered for this group.

#### **0316.10.05 Restricted Services Eligibility Requirements**

REV:06/1994

Normally, eligibility for persons in restricted services is determined retroactively. The alien must have received and incurred expenses for the services in the month of application, or in one of the three months prior to the month of application.

However, a pregnant woman in the third trimester of pregnancy may be certified for restricted services until the end of the month in which her estimated date of confinement falls.

To be eligible under this restricted services provision, an alien must meet all eligibility requirements of the Medical Assistance Program except for citizenship, enumeration and SAVE requirements.

Eligibility for Medical Assistance must exist at the time the services are rendered.

##### ***0316.10.05.05 Restricted Services Eligibility Requirement***

REV:06/1994

The alien must be a resident of Rhode Island. Residency is an eligibility condition for all individuals and families. The determination of residency is largely based on the intent of the applicant to reside in Rhode Island, with no retrospective or prospective durational requirement.

##### ***0316.10.05.10 Exception to SAVE Requirement***

REV:06/1994

Aliens who are admitted to the U.S. for a temporary purpose, or as Legal Temporary Residents or Legal Permanent Residents must provide

documentation of their legal status. However, signing the DHS/SAV-1 to certify that s/he is in satisfactory alien status is NOT a requirement for aliens eligible only for restricted services. Aliens who cannot receive INS documentation need not declare themselves to be in satisfactory alien status.

***0316.10.05.15 Exception to Enumeration Requirement***

REV:06/1994

Ineligible aliens eligible for restricted services only are exempt from the enumeration requirement and are not required to file for or provide a Social Security number. However, an alien must provide his/her social security number if one has been issued by the Social Security Administration.