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**State of Wisconsin  
Governor Jim Doyle**

**TO: Income Maintenance Supervisors  
Income Maintenance Lead Workers  
Income Maintenance Staff  
W-2 Agencies  
Workforce Development Boards  
Job Center Leads and Managers  
Training Staff  
Child Care Coordinators**

**FROM: Vicki Jessup, Policy Section Chief  
Bureau of Enrollment Policy & Systems  
Division of Health Care Access and Accountability**

<b>BEPS/DFS OPERATIONS MEMO</b>					
<b>No: 10 - 48</b>					
<b>DATE: 06/28/2010</b>					
<b>FS</b> <input type="checkbox"/>	<b>MA</b> <input checked="" type="checkbox"/>	<b>BC+</b> <input type="checkbox"/>			
<b>SC</b> <input type="checkbox"/>	<b>CTS</b> <input type="checkbox"/>	<b>FSET</b> <input type="checkbox"/>			
		<b>BC+ CORE</b> <input type="checkbox"/>			
<b>CC</b> <input type="checkbox"/>	<b>W-2</b> <input type="checkbox"/>	<b>EA</b> <input type="checkbox"/>			
<b>CF</b> <input type="checkbox"/>	<b>JAL</b> <input type="checkbox"/>	<b>JC</b> <input type="checkbox"/>			
<b>RAP</b> <input type="checkbox"/>	<b>WIA</b> <input type="checkbox"/>	<b>Other</b> <input type="checkbox"/> *			
<b>EP</b>					

**SUBJECT: Disability Determinations for PACE and Partnership**

**CROSS REFERENCE:** MEH 29, 30 and 31; Operations Memo 09-51

**EFFECTIVE DATE:** IMMEDIATELY

**PURPOSE:**

This memorandum communicates a policy change relating to enrolling individuals in PACE or Partnership who have not been determined to be disabled by the Disability Determination Bureau (DDB).

**BACKGROUND:**

Individuals under age 65 who are eligible for certain categories of full-benefit Medicaid that do not require a disability determination (e.g., BadgerCare Plus Standard Plan, Well Woman Medicaid, Adoption Assistance Medicaid or Foster Care Medicaid etc.) are required to obtain a disability determination in order to be enrolled in the Home- and Community-Based Waivers under Group A eligibility rules. Family Care policy changed in September 2009 (see Ops Memo 09-51) to allow individuals eligible for these Medicaid programs to enroll without a disability determination. PACE and Partnership policies are now being aligned with Family Care.

**POLICY CHANGE:**

Effective immediately, individuals under age 65 who are:

- a) Functionally eligible for PACE or Partnership (nursing home level of care) and
- b) Eligible for one of the following Medicaid/BadgerCare categories:
  - BadgerCare Plus Standard Plan
  - Well Woman Medicaid
  - Medicaid through Adoption Assistance or
  - Foster Care Medicaid

May be enrolled in PACE or Partnership without first obtaining a disability determination from DDB. The Eligibility Results page of the long-term care functional screen has been revised to indicate PACE/Partnership eligibility for individuals who meet these criteria.

Individuals must still be either age 65 or older or determined blind or disabled by DDB in order to be eligible for Home- and Community-Based Waivers.

**CARES:**

CARES currently requires that individuals under age 65 be determined blind or disabled to be eligible for PACE and Partnership. Until CARES can be changed to support the new policy, code the individual as presumptively disabled, as long as (s)he qualifies for one of the Medicaid/BadgerCare categories listed above.

**CONTACTS:**

BEPS CARES Information & Problem Resolution Center

\*Program Categories – FS – FoodShare, MA – Medicaid, BC+ – BadgerCare Plus, SC – Senior Care, CTS – Caretaker Supplement, CC – Child Care, W-2 – Wisconsin Works, FSET – FoodShare Employment and Training, BC+ Core – BadgerCare Plus Core, CF – Children First, EA – Emergency Assistance, JAL – Job Access Loan, JC - Job Center Programs, RAP – Refugee Assistance Program, WIA – Workforce Investment Act, Other EP – Other Employment Programs.

DHS/DHCAA/BEPS/SR