

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE

DATE: September 25, 1997

SUBJECT: Proposed Regulations Re: Lump Sum Income in the
Medical Assistance Program
55 Pa. Code Chs. 140 & 181
Document No. 14-421

Original: 1872
cc: Jewett
Wyatte
Sandusky
Bereschak

TO: Mary S. Wyatte
Chief Counsel
Independent Regulatory Review Commission

FROM: Jean E. Graybill
Senior Assistant Counsel
Department of Public Welfare



INDEPENDENT REGULATORY
REVIEW COMMISSION
97 SEP 30 AM 9:02
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This confirms our telephone conversation of September 25 wherein we discussed the Department's proposed regulations to change the rules for treatment in the Medical Assistance (MA) program of funds a recipient receives in a lump sum.

When the Department prepared these proposed regulations, it acted under the assumption that certain other regulations would be promulgated prior to these. While the policy at issue has been implemented, the regulations have not been promulgated.

The regulations the Department had assumed would be published first will provide that resources of children under age 21 and families with children under age 21 are disregarded in determining eligibility for Medical Assistance, also known as Medicaid.

The previous version of document number 14-421 referred to this policy by citing the regulations which the Department intended to promulgate to set forth this policy. There is no direct interaction between that policy and the substance of the regulations amended in document 14-421. The references in both the preamble and the regulations of 14-421 to this policy were merely a "reminder".

Removing these references has no effect on the substance of these regulations. Because the change is not substantive at all, the Department is treating these corrections as editorial, and has not redesignated the document. We are submitting the corrected regulations to the Office of Attorney General for review, following which we will send

Mary S. Wyatte

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the corrected regulations (with preamble and RAF) to the standing committees and the
Independent Regulatory Review Commission.

cc: Jack Kane, Esq.
Ruth O'Brien, Esq.