

# COUNTY MEDICAL SERVICES PROGRAM (CMSP) RIGHTS, RESPONSIBILITIES, AND OTHER INFORMATION

Print name of applicant	Date
Print name of person acting for applicant	Relationship to applicant

**Be sure you have read every item, and sign and date. Read the following carefully before signing.**

- I understand that I am applying for the County Medical Services Program and that I am *not* applying for the state Medi-Cal Program.
- I understand that I am not eligible for the County Medical Services Program if I am fleeing to avoid prosecution, custody or confinement after conviction for a crime, which is a felony under the laws of the place from which I flee, or violating a condition of probation or parole imposed under Federal or State Law.
- I understand that I have declared citizenship or immigration status on the CMSP 210, MC 13, MC 210, SAWS 2, or other Medi-Cal form. I understand that my declaration of citizenship or immigration status for Medi-Cal eligibility will also be used in determining CMSP eligibility.

## **CMSP RIGHTS, RESPONSIBILITIES, AND OTHER INFORMATION**

### **You have the right to:**

- Ask for an interpreter to help you in applying for CMSP benefits if you have difficulty in speaking or understanding the English language.
- Be treated fairly and equally regardless of your race, color, religion, national origin, sex, age, or political beliefs.
- Apply for CMSP benefits and to be told in writing whether or not you qualify for CMSP, even if the county representative tells you during the interview that it appears that you are, or are not now, eligible.
- Review manuals containing the rules of the CMSP if you want to question the basis on which your eligibility is approved or denied.
- Receive a Benefits Identification Card (BIC) as soon as possible if you have a medical emergency.
- Have all information you give to the county department kept in the strictest confidence.
- Qualify for the CMSP by reducing your property reserve to within the CMSP property limit by the last day of any month, including the month of application.
- Receive an explanation of possible ways that you may spend your excess property as long as you receive adequate consideration.
- Speak to a social service worker about other public or private services or resources that may be available to you.
- Request a hearing from the county if you are dissatisfied with an action taken, or not taken, by the county Department of Social Services. If you wish such a hearing, you must request one within 30 days of the date the Notice of Action was mailed to you. If you do not receive a Notice of Action, you must request the hearing within 30 days of the date that you became aware of the action of which you are dissatisfied.

### **You have the responsibility to:**

- Present when requested verification that you are a resident of the county in which you are applying for CMSP.
- Tell your medical provider (doctor, dentist, etc.) that you have applied for CMSP or are a CMSP beneficiary.
- Sign and keep your BIC and use it only to obtain necessary health care.
- Take your BIC to your medical provider when you receive medical care, as soon as possible if you receive services and do not have your BIC with you.
- Provide a social security number to the county or apply for one if you have legal status in the United States.
- Apply for Medicare benefits if you are blind, disabled, or aged 64 years and 9 months or older and are eligible for these benefits.
- Apply for any income which may be available to you or your family members.
- Report to the county department any health care insurance that you have or are entitled to have.
- Use any health insurance which you have before using the CMSP.
- Report to the county department when CMSP benefits received are a result of an accident or injury caused by some other person's action or failure to act.
- Cooperate with the county if your case is selected for a quality control review.
- Cooperate with Medi-Cal regulations if you are potentially eligible for Medi-Cal (this includes the disability evaluation process). If you do not cooperate and you are found ineligible for Medi-Cal, you will not be eligible for CMSP benefits.

### **YOU HAVE THE RESPONSIBILITY TO NOTIFY YOUR COUNTY ELIGIBILITY WORKER WITHIN TEN DAYS WHENEVER:**

- You move or plan to move to another address in your county, to another county, or to another state or country.
- You plan to be away from your home (residence) for more than 60 days.

- Any person moves into or out of your home.
- You or your spouse enters or leaves a nursing home or long-term care facility.
- You or a family member becomes a fleeing felon.
- You or a family member becomes pregnant or the pregnancy ends.
- You or a family member applies for any disability benefits, such as SSI/SSP, Social Security, Railroad Retirement, Veterans Benefits, Workers' Compensation, etc.
- You or a family member has a change in health insurance, citizenship, or immigration status.

**I UNDERSTAND THAT:**

- When I apply for CMSP benefits I will be evaluated for eligibility for other programs including Medi-Cal.
- If I am disabled or have a condition that could make me eligible for Medi-Cal because of a disability I will be required to cooperate in applying for Medi-Cal and completing the Medi-Cal disability evaluation process.
- If I obtain non-emergency medical services from a medical provider who is not a CMSP provider, I will be responsible for the cost of the services I receive.
- Based on my income, I may have to pay, or be billed for, some of my own medical expenses each month before the CMSP will begin to pay.
- If I give false or incomplete information, I may be found ineligible for the CMSP and I may be investigated for suspected fraud.
- The facts I give may be checked by computer with information from employers, the Franchise Tax Board, Social Security Administration, banks, welfare, and other agencies.
- If I, or a person I am applying for, do not have documentation of satisfactory immigration status, I, or the person I am applying for, may be eligible only for emergency CMSP services.
- If I do not report changes promptly, and I receive CMSP benefits that I am not eligible for, I may have to repay the CMSP for those benefits.
- If I am eligible for other health insurance at no cost to me and do not apply for it or fail to keep such insurance, my CMSP eligibility may be denied or discontinued.
- If I have received emergency medical services ten days prior to the month in which I applied for CMSP I may apply for the Pre-Enrollment Claims Payment Authorization.
- If my medical provider accepts my CMSP for covered services, they cannot bill me for those services except for any share-of-cost that I may have.

**I realize that if I deliberately make false statements or withhold information, I (or the person on whose behalf I am acting) may lose my CMSP eligibility and/or I can be prosecuted for fraud.**

**I hereby state that I have read the information on this form and that I fully understand my RIGHTS AND RESPONSIBILITIES to have my eligibility determined for the CMSP and to maintain that eligibility.**

**I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE ANSWERS I HAVE GIVEN ARE CORRECT AND TRUE TO THE BEST OF MY KNOWLEDGE.**

Signature of applicant		Phone number (       )	Date
Signature of person acting for applicant	Relationship to applicant	Phone number (       )	Date
Signature of witness (If applicant signed with mark)		Phone number (       )	Date
I have provided to the applicant ( <i>check one</i> ) <input type="checkbox"/> in person <input type="checkbox"/> by mail    the rights, responsibilities, and other information listed on this form.			
Signature of Eligibility Worker (EW) (if applicable)	EW number (if applicable)	Phone number (       )	Date

**Privacy and Confidentiality Notification**

Sections 14011 and 14012 of the Welfare and Institutions Code authorize county social service/welfare departments to collect certain information from you to determine if you or the person(s) you are applying for are eligible for CMSP benefits. The information you provide is confidential and may only be disclosed to certain individuals or organizations and then only to administer the CMSP. This information will be used by the county department to establish initial and ongoing CMSP eligibility; by the CMSP's fiscal intermediary for claims processing purposes; by the California Department of Health Services for BIC production; by the CMSP Governing Board, Anthem Blue Cross, MedImpact, DentaQuest and VSP for benefit administration and claims payment, health insurance identifications and overpayment recovery actions; for Medicare Buy-In and social security number verification; by the United States Citizenship and Immigration Services (USCIS) to determine noncitizen status; and by medical providers of services for eligibility verification. Providing this information is mandatory. Failure to do so will result in your ineligibility for CMSP benefits. You have the right to look at your information and may do so at the county department during regularly scheduled office hours.