



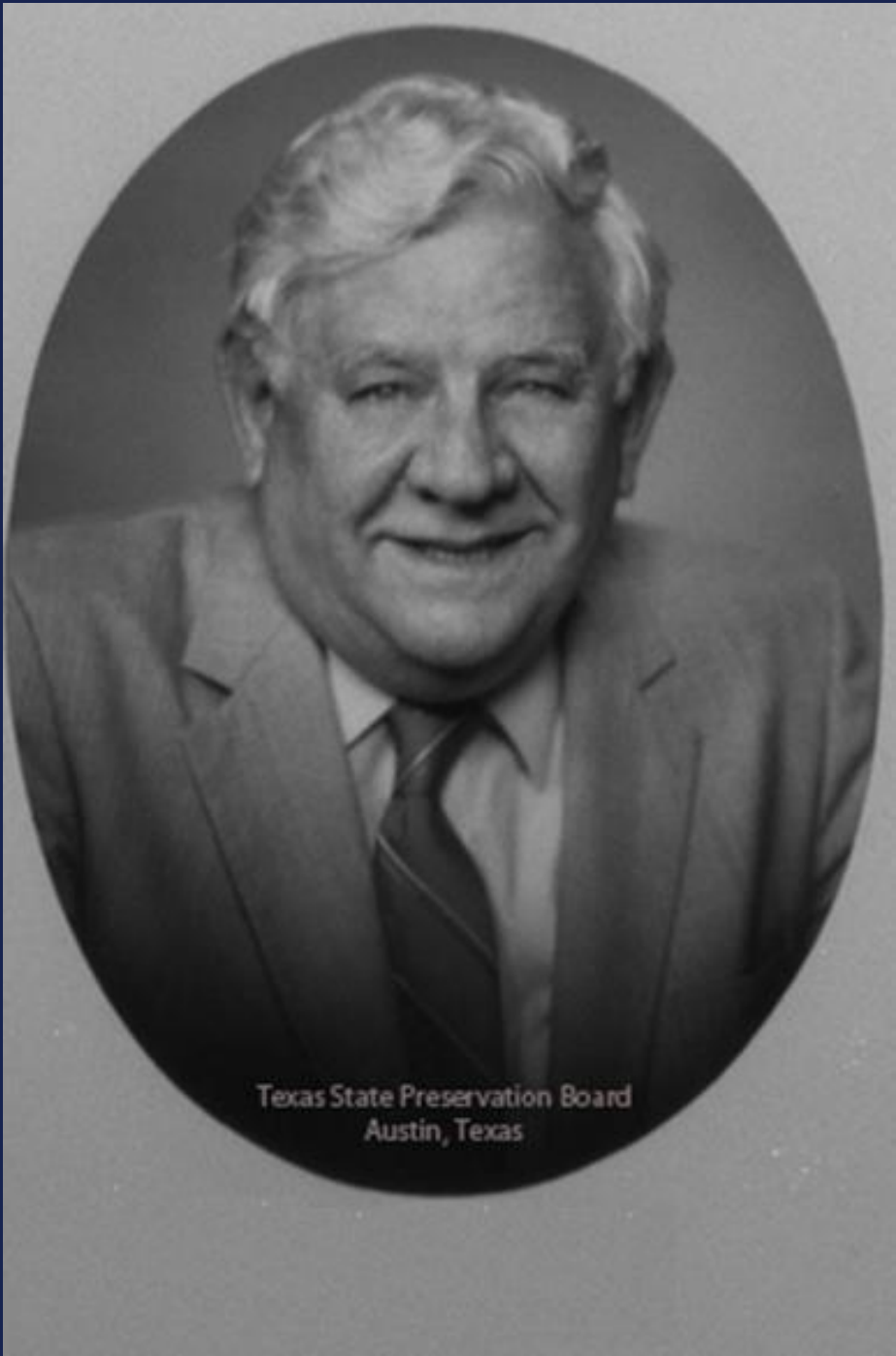
TEXAS
Health and Human
Services

County Indigent Health Care Program

Program Overview



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Texas State Preservation Board
Austin, Texas

Program Information



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- 1985 –the 69th legislature passed the Indigent Health Care and Treatment Act aka Chapter 61
- Defined responsibilities of counties, hospital districts and public hospitals in providing health care to eligible indigent residents.
- Identified health care services for eligible population
- Established a state assistance fund

- 143 County Programs
- 144 Hospital Districts
- 17 Public Hospitals
- Unfunded Mandate

Health and Human Services Commission



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- Provides policy guidance and training to entities
- Administer State Assistance Fund (Counties Exceeding 8% of their GRTL)
- File medical & prescription claims for counties for SSI appellant clients
- Required per *Pilson vs. Ron Lindsey* (DHS in 1990)
- Provide guidance/assistance in billing queries
- Establishes policies and procedures that are consistent with TANF-Medicaid programs
- Defines the services and establishes payment standards for basic and department-approved optional services in accordance with TANF-Medicaid.
- Determines eligibility disputes between providers and governmental entities.

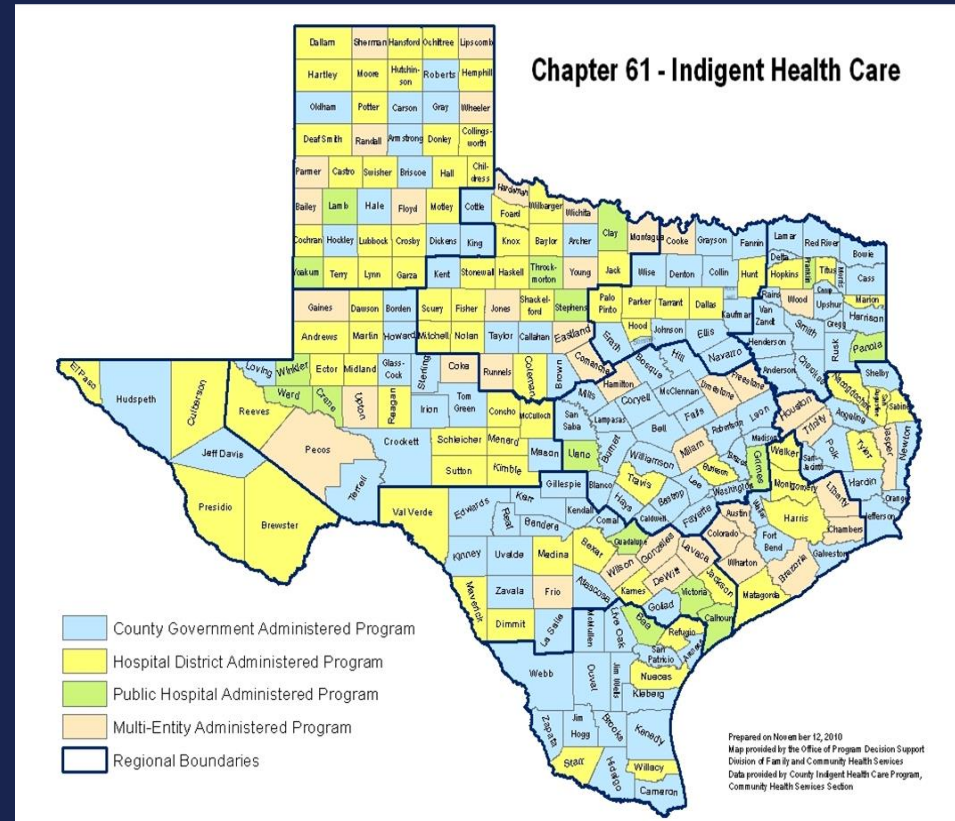
CIHCP Entities



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Responsibilities are established by Chapter 61, Health and Safety Code.

- County = governmental entity not served by a hospital district or a public hospital.
- Hospital District = created under the authority of Article IX, Section 4-11, of the Texas Constitution.
- Public Hospital = owned, operated, or leased by a governmental entity, except as provided by Section 61.051.



County Programs

Counties are required to establish a program with an application, documentation, & verification process that follows HHSC standards or a less restrictive program.

There are 143 county based programs that are not fully or partially served by hospital districts or public hospitals.



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Hospital District and Public Hospital Programs

- Hospital districts and public hospitals are required to:
 - establish application procedures
 - provide health care to those who meet the minimum CIHCP income and resource guidelines and who reside within the district's or hospital's defined service boundaries.
- Number of Hospital Districts and Public Hospitals
 - ✓ 144 Hospital Districts
 - ✓ 17 Public Hospitals



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Differences in Programs

Services provided by entities may differ according to Chapter 61.

- County programs *shall* provide all basic services;
- Hospital Districts and Public Hospitals *shall endeavor* to provide the same services as counties. They must provide the services outlined in the statute that created the district.
- 61.055 (c) – This section may not be construed to discharge a hospital district from its obligation to provide health care services required under the Texas Constitution and the statute creating the district.



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Hospital District and Public Hospital Programs

Additionally, Public hospitals shall continue to provide the health care services it was providing Jan. 1, 1985.

Hospital districts must continue to provide any other services as required under the Texas Constitution & the statute creating the district.



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Basic Services

1. Physician services
2. Annual physical examinations
3. Immunizations
4. medical screenings
5. Inpatient and outpatient hospital services
6. Rural health clinics
7. Laboratory and x-ray services
8. Family planning services
9. 3 prescriptions per month
10. Skilled nursing facility services



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Optional Services

1. Ambulatory surgical center services (freestanding)
2. Diabetic supplies and equipment
3. colostomy supplies and equipment
4. Durable medical equipment
5. Home and community health care services
6. Physician Assistants services
7. Advanced Nurse Practitioners services
8. Counseling services provided by LCSW, LMFT, LPC
9. Dental care
10. Federally qualified health centers services
11. Vision care including eyeglasses
12. Emergency medical services
13. Physical and Occupational Therapy Services
14. Other medically necessary services or supplies that the local governmental municipality/entity determines cost effective



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Who is eligible for CIHCP?

Sec. 61.006. (e) The department shall ensure that each person who meets the basic income and resources requirements for Temporary Assistance for Needy Families program payments but who is categorically ineligible for Temporary Assistance for Needy Families will be eligible for assistance under Subchapter B. Except as provided by Section 61.023(b), the department by rule shall also provide that a person who receives or is eligible to receive Temporary Assistance for Needy Families, Supplemental Security Income, or Medicaid benefits is not eligible for assistance under Subchapter B even if the person has exhausted a part or all of that person's benefits.



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YourTexasBenefits.org

WHO IS ELIGIBLE FOR SSI?

1. ANYONE WHO IS:

- a. aged (age 65 or older);
- b. blind; or
- c. disabled.

2. WHAT DOES "DISABLED" MEAN FOR AN ADULT?

If you are age 18 or older we may consider you "disabled" if you have a medically determinable physical or mental impairment (including an emotional or learning problem) which:

- a. results in the inability to do any substantial gainful activity; and
- b. can be expected to result in death; or
- c. has lasted or can be expected to last for a continuous period of not less than 12 months.



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Eligibility

- Income – At or below 21% FPL (FY17 \$212)
- Household
- Resources
- Residence



Residence

Citizenship ≠ Residence

1. Sec. 61.007. INFORMATION PROVIDED BY APPLICANT. (2) the applicant's social security number, if available;
2. Sec. 61.003. RESIDENCE. (a) For purposes of this chapter, a person is presumed to be a resident of the governmental entity in which the person's home or fixed place of habitation to which the person intends to return after a temporary absence is located.



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Residence cont...

1. If a person does not have a residence, the person is a resident of the governmental entity or hospital district in which the person intends to reside.
2. There is no durational requirement for residence.
3. Temporary absence is allowed.
4. Inmates may be considered residents of the county in which they are incarcerated. (Form 100A)



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Residency...

Legislative Changes from the 83rd Legislative Session

An inmate of a county correctional facility, who is a resident of another Texas county, would not be required to apply for assistance to their county of residence. They may apply for assistance to the county of where they are incarcerated.



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Verification of Residency

Residency proof may include but is not limited to:

- Mail addressed to applicant, spouse, or children,
- Texas driver's license or other official identification,
- Rent, mortgage payment, or utility receipt,
- Property tax receipt,
- Voting record,
- School enrollment records, and
- Statement from a landlord, neighbor, or other reliable source.



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Household

A CIHCP household may be a person living alone or two or more persons living together where legal responsibility for support exists, excluding disqualified persons.

Legal responsibility for support exists between:

- a. Persons who are legally married (including common-law marriage),
- b. A legal parent and a minor child (including unborn children), or
- c. A managing conservator and a minor child.

Medicaid is the only program that disqualifies a person from the County Indigent Health Care Program.



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Verification of Household

1. Household proof may include but is not limited to:

- Lease agreement or
- Statement from a landlord, neighbor, or other reliable source.



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Income

Income--Any type of payment that is of gain or benefit to the household. As established by the department, income is either countable or exempt under the department-established budgeting process. (TA Code - RULE §14.104)

- a. Earned income--Income related to employment and entitles the household to deductions not allowed for unearned income.
- b. Unearned income--Payments received without performing work-related activities. It includes benefits from other programs.

A household must pursue and accept all income to which the household is legally entitled.



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Monthly Income Standards

21% FPG – April 1, 2018

| Family Size | Income |
|-------------|--------|
| 1 | \$213 |
| 2 | \$286 |
| 3 | \$358 |
| 4 | \$431 |
| 5 | \$504 |



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Verification of Income

- Award letters,
 - Court orders or public decrees,
 - Sales records,
 - Income tax returns, and
 - Statements completed, signed, and dated by the self-employed person.
- Pay stubs,
 - Statements from employers,
 - W-2 forms,
 - Notes for cash contributions,
 - Business records,

Verification of Income

If attempts to verify income are unsuccessful because the payer fails or refuses to provide information and other proof is not available, the household's statement is used as best available information.



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Resources

1. Resources--Both liquid and non-liquid assets a person can convert to meet his immediate needs. As established by the department, resources are either countable or exempt. (RULE §14.105)
2. A household must pursue all resources to which the household is legally entitled unless it is unreasonable to pursue the resource.



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Resources

May not exceed \$2,000 or \$3,000 for a person meeting the relationship/relative requirements who is aged or disabled living in the house.



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Verification of Resources

Proof of resources may include but is not limited:

- a. Bank account statements and
- a. Award letters.



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Protecting Your Program

- CIHCP is the payer of last resort - Sec. 61.022
- Be knowledgeable of additional resources
 - Medicaid – YourTexasBenefits.org
 - SSI/SSDI - ssabest.benefits.gov
- Utilize a fraud policy – In addition to the Form 100
- Work search – Texas Workforce Commission
- Co-payments - Sec. 61.005
- Liability limits (county only) - Sec. 61.035



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County Liability

1. Limitation of County Liability

a. Maximum county liability for each state fiscal year for health care services provided by all assistance providers, including hospital and skilled nursing facility, to each eligible county resident is:

- \$30,000.00; or
- Payment of 30 days hospitalization or treatment in a skilled nursing facility, or both, or whichever occurs first.



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Contact Information

IHCNET@dshs.state.tx.us

E-mail address for questions from general public

marykathryn.zambrano@dshs.state.tx.us

Technical Assistance, Program Policy

liz.gregg@dshs.state.tx.us

Technical Assistance, TMHP Liaison, SSI Medicaid Reimbursement



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Website

www.dshs.state.tx.us/cihcp/default.htm



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Thank you
