

Administrative Letter No. 12 – 15, Social Security Cost-of-Living Adjustment (COLA 2013) and VA Cost-of-Living Adjustment (COLA 2013) for Special Assistance (SA) Program
(Obsolete January 1, 2014 with the new COLA)

N.C. Division of Aging and Adult Services, Adult Services Section

Date: November 20, 2012

Subject: Social Security Cost-of-Living Adjustment (COLA 2013) and VA Cost-of-Living Adjustment (COLA 2013) for Special Assistance (SA) Program

Distribution: County Directors
Special Assistance Supervisors
Adult Services Supervisors

Effective Date: January 1, 2013

I. SOCIAL SECURITY and VETERAN'S CHANGES DUE TO COLA ADJUSTMENT

A. RSDI/SSI

Effective January 1, 2013, recipients of RSDI and/or SSI will receive a 1.7% COLA increase in their monthly benefits.

B. SSI Federal Benefit Rate (FBR)

Effective January 1, 2013, the SSI federal benefit rate (FBR) for an individual will increase to \$710 per month.

C. Veteran's Benefits (VA)

Effective January 1, 2013, most recipients of Veteran's Benefits will receive a 1.7% COLA increase in their monthly benefits.

II. RECIPIENT NOTICE OF COLA

All SA recipients who are authorized as of the November regular run November 29, 2012 will be sent a notice with the December 2012 SA checks. This notice satisfies the notice requirements in SA-3330. Please see Attachment 1.

III. ONGOING CASES AUTOMATICALLY UPDATED IN EIS

EIS will automatically calculate the January 2013 SA payments to reflect the 1.7% COLA increase in RSDI/SSI benefits. SA cases in EIS with correct information will be updated on the night of **November 29, 2012**. The payment effective date will be January 1, 2013.

Note: EIS will not automatically calculate the January 2013 SA payments to reflect the COLA increase in VA benefits. Income Maintenance Caseworkers will need to evaluate these cases to recalculate the SA payment.

The **SA CASE UPDATED - AUDIT RPT** is a list of all updated cases and will be available in XPTR on **November 30, 2012** under the name '**DHREJA SA CASE UPDATED-AUDIT RPT**'.

This report will show the recipient's name, listed in alphabetical order by district number, the county case number, the case ID number, the old and new SA payment amounts, the old and new RSDI/SSI amounts, and the adult care home rates. The \$20 general income exclusion will be included in the new payment calculation for these cases.

Case profiles for each updated case listed on the Audit Report will be generated and displayed in NCXPTR under the name '**DHREJA SA RSDI COLA PROFILES**'. No paper reports will be generated for any other report, but will be displayed in NCXPTR.

A. Cases Updated in EIS

Within 30 days of the update, verify the new RSDI amount through SOLQ. If the amount is different from that on the **DHREJA SA CASE UPDATED-AUDIT RPT**, revise the payment amount as soon as the action can be taken and the appropriate notice can be sent.

B. Cases Updated in EIS, but Changes Occur After November 29, 2012 that Affect the Payment

1. Recompute the SA payment amount. When computing the new payment, use the case profile information to determine the revised RSDI/SSI amounts. These cases will have the \$20 general income exclusion given automatically; do not give another \$20 exclusion.
2. Send an adequate notice if the recipient received a notice with his/her December SA check.
3. Key the DSS-8125 no later than **December 28, 2012** to reflect the correct payment amount effective January 1, 2013 or termination of benefits.
4. Verify the new benefits through SOLQ with those shown on the SA CASE UPDATED-AUDIT RPT. If the amounts are different, revise the payment amount as soon as the action can be taken and the appropriate notice can be sent.

IV. ONGOING CASES NOT UPDATED IN EIS

A. Reports of Cases Not Updated

The following reports identify cases that were not automatically updated by EIS. **Manually update all cases listed on these reports** following instructions in B. below.

These reports will be available in XPTR on **November 30, 2012**. No paper copies will be generated.

1. **SA Error Report – Cases Not Updated** – These cases could not be automatically updated by EIS due to errors in the case data in EIS. This is displayed in NCXPTR under the name '**DHREJA SA ERROR: CASES NOT UPDTE**'. The error messages include:
 - a. **MAINT NOT \$1,228 or \$1,561**: Cases with the Maintenance Amounts that are not equal to \$1,228 or \$1,561.
 - b. **PAYMT NOT EQUAL DIFF**: The Maintenance Amount minus the Total Countable Monthly Income minus the Grant Recoupment Amount does not equal the Monthly Payment Amount.
 - c. **SSI AND RSDI = ZERO**: There are no entries for SSI and RSDI in EIS.
 - d. **UNEARN INC = ZERO**: Either the Net Unearned Income amount or the Total Countable Monthly Income amount is zero.
 - e. **TOT MO INC NOT BAL**: The total of the RSDI, SSI plus other unearned income and case level net earned income does not equal the Total Countable Monthly Income amount plus \$20.
 - f. **SSI NOT \$698**: The SSI amount, which is present in EIS, is not \$698, and there is no RSDI amount present.
 - g. **SSI IND Y – NO SSI**: The SSI indicator is Y and no SSI amount is entered.
 - h. **RSDI & SSI AMOUNT INVALID**: The total of the RSDI and SSI amounts is not \$718.
 - i. **TOT UNEARN IS < RSDI & SSI**: The total unearned income is less than RSDI and/or SSI.
 - j. **CASE PENDING**: These are cases that contained a pending DSS-8125 at the time of the mass change.
 - k. **VA PAYMENT STATUS = Y**: Cases that contain a "Y" in the VA indicator field.
2. **SA Potential Terminated Cases** – These are cases in which the Monthly Payment Amount is less than \$1.00 as a result of the increased RSDI/SSI. This is displayed in NCXPTR under the name '**DHREJA SA POTENTIAL TERMINA CASE**'. These recipients potentially have income that exceeds

the allowable income limit based on their ambulation capacity, and the cases may require termination.

a. **Instructions for Assessing for Medicaid Passalong for Terminated Cases.**

Evaluate cases terminated due to the COLA increase for eligibility for continued Medicaid under passalong provisions. Refer to [MA-2110, Passalong](#) for instructions for determining if Medicaid passalong applies.

Please note: The current SA income limit referred to in the Medicaid Passalong policy is the current SA maintenance amount for that ambulation capacity code.

- 1) "E" ambulation capacity cases - Maintenance amount is \$1253.00.
- 2) "B" ambulation capacity cases - Maintenance amount is \$1228.00.
- 3) "C" ambulation capacity cases - Maintenance amount is \$1561.00.

b. **Use [DMA-5150, Documentation of Passalong or Eligibility or Ineligibility](#) to document whether the recipient is eligible for Medicaid passalong. If the recipient is eligible for Medicaid passalong, take the following actions in EIS:**

- 1) Key a DSS-8125 to transfer the case to Medicaid. The classification is always "N".
- 2) Enter the code "PC" in the Individual Special Use field on the individual level in EIS.
- 3) An error message will appear. Put the form on hold and call an EIS consultant at 919-855-4000. EIS will contact DIRM to process the case.
- 4) If changes later occur in a passalong case, follow the same procedure. Key the DSS-8125, put it on hold and call EIS to process the case.

3. SA Potential Zero-Pay Cases

These are cases whose Monthly Payment Amount is \$1.00, \$2.00, \$3.00, or \$4.00 as a result of the increased RSDI/SSI increase. This is displayed in NCXPTR under the name '**DHREJA SA POTENTIAL ZERO PAY CAS**'.

It is important when manually updating these cases to record the actual Total Countable Monthly Income in the case record for future budgeting purposes. Enter the ACTUAL payment amount (\$1.00, \$2.00, \$3.00 or \$4.00) in the Monthly Payment Amount field. Enter a payment effective date of 012013.

4. VA Error Report

These are all SAA and SAD cases that contain a VA indicator of 'Y'. Manually update these cases. The report is displayed in NCXPTR under the name: **'DHREJA SA VA PAYMENT ERROR CASES.'**

5. Ambulation Codes H, E, and M Report

Cases with an ambulation capacity code of H, E, or M will not be updated in the Mass Revision. The report is displayed in NCXPTR under **'DHREJA SA AMBULATION CODES H, E, and M CASES.'**

a. SA In-Home Program Recipients (Ambulation Capacity Code "H")

SA/IH cases are exempt from counting the COLA until the new Federal Poverty amount is effective in April, 2013 for North Carolina recipients.

b. SA Cases with Ambulation Capacity Code "E"

These cases have variable maintenance amounts and cannot be updated in the mass change. The IMC will need to manually update these cases and key them before **December 28, 2012** for the new SA payment to be effective January 1, 2013.

For "E" cases continue to use the SA rate of \$1,253.00 for determining continued SA eligibility. If countable income is \$1,252.50 or less approve with a \$1.00 payment which translates to a zero payment case. Please refer to [SA-3220](#) for budgeting instructions.

c. SA Cases with Ambulation Capacity Code "M"

These cases have variable maintenance amounts and cannot be updated in the mass change. The IMC will need to manually update these cases and key them before **December 28, 2012** for the new SA payment to be effective January 1, 2013. Please refer to [SA-3220](#) for budgeting instructions.

B. Procedures for Manually Updating Ongoing Cases Not Updated By EIS

1. After **November 29, 2012** do not key a change in income for any case with RSDI or SSI until the new RSDI/SSI amount is verified.
2. Verify the new benefits from SOLQ.
3. Send a notice to notify the recipient of the change. An adequate notice is sufficient if the recipient was authorized in November and received the notice with the December check.
4. Key a DSS-8125 no later than **December 28, 2012** to reflect the correct payment amount effective January 1, 2013 or termination.

V. APPLICATIONS AND REAPPLICATIONS APPROVED AFTER NOVEMBER 29, 2012

A. Payments Effective Prior to January 1, 2013

Use the previous RSDI, SSI and VA amounts and the \$20 General Income Exclusion. Key the DSS-8125 and/or DMA-5022 to approve the case and issue benefits. Notify the recipient via the approval notice of the payment amounts prior to and after January 1, 2013.

B. Payment Effective January 1, 2013

Use the revised RSDI, SSI and VA amounts and the \$20 general income exclusion to determine eligibility and payment amounts from January 1, 2013, forward.

C. Zero-Pay Cases

It is important when manually updating these cases to record the actual Total Countable Monthly Income in the case record for future budgeting purposes. Enter the ACTUAL payment amount (\$1.00, \$2.00, \$3.00 or \$4.00) in the Monthly Payment Amount field. Enter a payment effective date of 012013.

If you have any questions regarding this information, please contact the Special Assistance listserv at specialassistance@dhhs.nc.gov .

Sincerely,

Dennis W. Streets, Director

DWS/SPM/bp

Attachment

Attachment 1

**IMPORTANT NOTICE TO
RECIPIENTS OF SPECIAL ASSISTANCE FOR ADULTS (SA) LIVING IN
RESIDENTIAL FACILITIES
December 1, 2012**

If you receive a Social Security check and/or Supplemental Security Income (SSI) check, or Veterans Administration (VA) check, your Social Security/SSI check and/ or VA check will increase effective January 1, 2013 due to the federal Cost of Living Adjustment. This increase in your Social Security/SSI/VA check will have an effect on your SA check because Social Security, SSI, and VA benefits are counted in determining the amount of your SA check. If you reside in a residential facility and your Social Security, SSI, or VA check increases, your SA check will decrease effective January 1, 2013. (If you receive a payment for Special Assistance In-Home, your check will be adjusted when the federal poverty level changes in April 2013. You will be notified of this change in advance.)

Hearing Rights: If you disagree with this decision, you have a right to ask for a hearing. To ask for a hearing, call or write your caseworker within sixty (60) days, which is by January 30, 2013. If you do not ask for a hearing by that date, you cannot have a hearing. A local hearing will be held within 5 days of your request unless you ask for it to be postponed for good reason for an additional 10 days. The hearing will establish whether this action was correct. Then, if you think the decision in the local hearing was wrong, you must call or write your caseworker within 15 days of the local hearing to ask for a second hearing before a state hearing officer.

You may have someone speak for you at your hearing, such as a relative or an attorney obtained at your expense. Free legal services may be available in your community. Contact your caseworker for information on free legal services.

If you ask, your caseworker will show you and the person speaking for you your eligibility record before your hearing. You may ask to see other information used at the hearing.