

Specific WV WORKS, AFDC and
AFDC – Related Medicaid Requirements

15.1	INTRODUCTION	1
15.2	THE DEFINITION OF DEPENDENT CHILD	2
A.	AGE	
1.	AFDC Medicaid, AFDC/U-Related Medicaid	2
2.	WV WORKS	2
B.	LIVING WITH A SPECIFIED RELATIVE (WV WORKS, AFDC Medicaid, AFDC/U-RELATED MEDICAID)	3
C.	DEPRIVED OF PARENTAL SUPPORT AND CARE (AFDC MEDICAID, AFDC/U-RELATED MEDICAID)	4
1.	Relationship Of Deprivation Factor To The Living Arrangements Of The Child	4
2.	Establishment Of A Deprivation Factor	5
a.	Death	5
b.	Continued Absence	5
c.	Incapacity	11
d.	Unemployment	13
e.	Strikers	14
D.	EMANCIPATION	14
1.	AFDC Medicaid, AFDC/U-Related Medicaid	14
2.	WV WORKS	14
15.3	CHILD SUPPORT REQUIREMENTS AND PROCEDURES (WV WORKS, AFDC MEDICAID AND AFDC-RELATED MEDICAID)	16
A.	DFA-AP-1, ACKNOWLEDGMENT OF AUTOMATIC ASSIGNMENT OF SUPPORT RIGHTS	16
1.	Who Is Required To Complete The DFA-AP-1	17
2.	Instructions For Completion	18
3.	Procedure When The Client Refuses To Sign	18
B.	BCSE REFERRALS	19
C.	GOOD CAUSE	19
1.	Definition Of Good Cause	19

**Specific WV WORKS, AFDC and
AFDC – Related Medicaid Requirements**

2.	When The Client Refuses To Cooperate Prior To BCSE Referral	20
3.	When The Client Claims Good Cause For Refusal To Cooperate Prior To BCSE Referral	21
4.	When The Client Claims Good Cause For Refusal To Cooperate After BCSE Referral	22
5.	Case Closure of Medicaid and WV WORKS Cases	22a
D.	REDIRECTION OF CHILD SUPPORT PAYMENTS (WV WORKS)	23
E.	REDIRECTION OF SPOUSAL SUPPORT (WV WORKS)	24
F.	REDIRECTION OF CHILD/SPOUSAL SUPPORT IN SPECIAL SITUATIONS (WV WORKS)	24
G.	REDIRECTION AND INCOME WITHHOLDING FOR AFDC MEDICAID AND AFDC-RELATED MEDICAID	25
H.	PENALTIES FOR REFUSAL TO COOPERATE (WV WORKS, AFDC MEDICAID AND AFDC-RELATED MEDICAID)	25
1.	WV WORKS	25
2.	AFDC Medicaid And AFDC-Related Medicaid	26
I.	COMMUNICATION BETWEEN THE WORKER AND THE LEGAL ASSISTANT (WV WORKS, AFDC MEDICAID, AFDC-RELATED MEDICAID)	26
15.4	SPECIAL NEEDS (WV WORKS)	28
A.	SCHOOL CLOTHING ALLOWANCE	28
B.	COURT FEES	28
C.	CHORE SERVICES	28
15.5	REQUIREMENTS FOR PARENTS UNDER AGE 18 (WV WORKS)	29
15.6	LIFETIME LIMIT FOR RECEIPT OF CASH ASSISTANCE (WV WORKS)	30
A.	SIXTY-MONTH TIME LIMIT	30
B.	BENEFITS WHICH COUNT TOWARD THE LIMIT	31
C.	PROVISIONS FOR AN EXTENSION OF THE TIME LIMIT	31
D.	FORMAL CASE REVIEW IN 55 TH MONTH	38a

Specific WV WORKS, AFDC and
AFDC – Related Medicaid Requirements

E.	EXTENSION PROCEDURE.....	38b
F.	FAIR HEARING PROCEDURES	38c
15.7	REQUIREMENT FOR BEING ENGAGED IN WORK (WV WORKS).....	40
A.	WORK PARTICIPATION AS AN ELIGIBILITY REQUIREMENT BY THE 3 rd MONTH OF WV WORKS BENEFITS.....	40
B.	WORK PARTICIPATION AS AN ELIGIBILITY REQUIREMENT AT 24 MONTHS OF BENEFIT RECEIPT	41
APPENDIX A - PUBLIC FORMS		A-1
DFA-WVSC-1, School Clothing Allowance Application		
APPENDIX B - 2009 WV WORKS SCHOOL CLOTHING ALLOWANCE (SCA)		B-1
APPENDIX C - 2009 WEST VIRGINIA SCHOOL CLOTHING ALLOWANCE (WVSCA)		C-1
APPENDIX D - 2009 WV SCHOOL CLOTHING ALLOWANCE PROGRAM INSTRUCTIONS		D-1