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**HEARINGS**

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**RESPONSIBILITIES**

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Those individuals who are eligible for assistance through DHS are automatically eligible for Medicaid. If an applicant's application for Medicaid is disapproved or a decision is made to terminate a recipient's benefits under any DHS Program, and he/she disagrees with the decision, the individual must contact the local County Department of Human Services. The State Department of Human Services has adopted local and State hearing procedures relating to adverse determinations of financial assistance for the programs they administer.

Effective January 1, 2005, the Department of Human Services (DHS) is not responsible for determining eligibility for families and children and CHIP. DHS is not responsible for State and local hearings related to Medicaid eligibility for any programs transferred to the Division of Medicaid.

**D. DIVISION  
OF MEDICAID**

The Division of Medicaid is charged with the responsibility of determining Medicaid eligibility for certain aged, blind and disabled individuals who are not eligible for or receiving Supplemental Security Income. These individuals are outlined in Section A, Coverage Groups and Section G, MAO Coverage Groups.

The Division of Medicaid is responsible for conducting fair hearings relating to any suspension, termination or reduction in medical services unless the suspension, termination or reduction is brought about through Federal or State law or policy. The Medicaid Agency need not grant a hearing if the sole issue is a Federal or State law or policy requiring an automatic change adversely affecting some or all recipients.

Recipients of Medical Assistance Only are informed of their right to request a hearing by statements included on all notification forms issued to the client. Informational pamphlets which discuss hearing procedures are available at each regional office and are to be included with notification forms issued to the client which involve an adverse action.

Effective January 1, 2005, the Division of Medicaid is responsible for State and local hearings related to Medicaid eligibility for families and children.