

I-2000 SUPPORT ENFORCEMENT SERVICES (SES)**I-2010 REQUIREMENT**

In order for a parent/caretaker relative to receive Medicaid, the individual must agree to the following conditions:

- Assign their rights to medical support to the agency;
- Cooperate with Support Enforcement Services (SES) in establishing paternity and in obtaining medical support and payments; and
- Cooperate in identifying and providing information to assist SES:
 - In establishing paternity;
 - Obtaining support; and
 - Assisting the agency in pursuing any liable third party (i.e., the absent parent).

These conditions are met when the parent/caretaker relative agrees, on the application form (BHSF Form 1-A) to cooperate with SES in the collection of medical support from an absent parent.

Note:

An individual who establishes good cause is exempt from the cooperation requirement. Pregnancy is always considered a good cause. See I-2013.2 Good Cause Claim.

The eligibility of a child is not affected by any action of the parent/caretaker relative to ** cooperation with SES.

A parent/caretaker relative may voluntarily request referral to SES for the following services:

- Parent locator;
- Financial and medical support orders; and
- Enforcement of support orders.

A parent/caretaker relative who opts to receive both medical and financial support services must surrender to SES any child support payments received after approval for Medicaid. Persons who opt for medical support-only may keep the child support payments **.

**

I-2010.1 Pregnant Woman (With or Without Minor Child)

A pregnant woman applying for/receiving Medicaid is not required to cooperate with SES as a condition of her eligibility. Pregnancy is always considered a good cause.

At the request of the individual, a voluntary referral for SES services will be made at the time of birth.

**

I-2010.2 Child Only Applications

A parent/caretaker relative who is applying for Medicaid for a child only is not required to cooperate with SES as a condition of the child's eligibility. **

I-2011 NOTIFICATION

The parent/caretaker relative must be notified of the following:

- They will be asked to cooperate with SES in collecting medical support from liable third parties;
- They may have good cause not to cooperate if there is a risk of harm to themselves or to their children; and
- Refusal to cooperate may impact their eligibility for Medicaid.

The parent/caretaker relative will indicate their choice on the application form.

A parent/caretaker relative must agree, on the application form, to the following:

- They will be asked to cooperate with SES in collecting medical support from liable third parties;
- They may have good cause not to cooperate if there is a risk of harm to self or children; and
- Refusing to cooperate may impact eligibility for Medicaid.

Good cause for not cooperating is determined by the Medicaid analyst (with supervisory approval), ** not by SES.

**

I-2012 AUTOMATIC ASSIGNMENT OF MEDICAL SUPPORT

By completing the Medicaid application and enrollment process, the parent/caretaker relative automatically assigns to the state the right to medical support for any month of Medicaid eligibility: past, present, or future. Their signature (including electronic) on the application acknowledges this assignment.

The parent/caretaker who does not agree to assign medical support is excluded from the medical assistance unit. Medical support for the children remains automatically assigned.

I-2013 COOPERATION**I-2013.1 Requirement to Cooperate with SES**

The requirement to cooperate applies to the parent/caretaker relative as a condition of their own eligibility.

**

I-2013.2 Good Cause Claim

A parent/caretaker relative is exempt from the cooperation requirement when compliance is not in the best interest of the parent/caretaker relative or child. The good cause provision serves to protect families at risk of physical or emotional harm, as defined in [I-212.1, Good Cause for Non-Cooperation.](#)

**

I-2014 REFERRALS TO SES

Upon request of the applicant/enrollee, referrals to SES are made electronically using the LASES System.

**

I-2015 RESERVED

**

I-2020 RESERVED

**

I-2030 DOCUMENTATION

Document in the ECR:

- Any medical support actions taken by Medicaid;
- Any direct contacts by SES staff; and
- The good cause reason for refusal to cooperate, in the words of the parent/caretaker relative.