

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

As a condition of eligibility, the agency requires legally able applicants to attest that they will cooperate in identifying and providing information to assist the Medicaid agency in pursuing third parties who may be liable to pay for care and services under the plan, unless the individual establishes good cause for not cooperating.

**Exception:**

Parents are not required to establish paternity or pursue medical support if they are receiving time-limited period of Transitional Medicaid (TMA) coverage.

In the case of enrollees, as a condition of eligibility, the enrollee must cooperate with the agency in:

- Establishing the identity of a child's parents and in obtaining medical support and payments, unless the individual establishes good cause for not cooperating or is a pregnant woman; and
- Identifying and providing information to assist the Medicaid agency in pursuing third parties who may be liable to pay for care and services under the plan, unless the individual establishes good cause for not cooperating.

By accepting Medicaid, each applicant/enrollee shall be deemed to have made an assignment to the agency of rights to any third party benefits. This is called the automatic assignment of rights. See I-200 Assignment of Third Party Rights.

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**Note:**

Individuals who establish good cause are exempt from the requirement of applicants to attest that they will cooperate and the requirement for enrollees to cooperate. See I-2013.2 Good Cause Claim.

The eligibility of a child is not affected by any action of the applicant/enrollee who fails to cooperate with SES.

An applicant/enrollee may voluntarily request referral to SES for the following services:

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

An applicant 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**

An applicant 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-2010.3 Adult Only Applications**

An applicant who has no children in the home has good cause for not cooperating.

### **I-2011 NOTIFICATION**

The applicant 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 applicant will indicate their choice on the application form.

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## **I-2012      AUTOMATIC ASSIGNMENT OF MEDICAL SUPPORT**

By completing the Medicaid application and enrollment process, the applicant 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.

An applicant who does not agree to assign medical support is excluded from the medical assistance unit unless good cause is established. 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 applicant and enrollee as a condition of their own eligibility.

### **I-2013.2      Good Cause Claim**

An applicant is exempt from the cooperation requirement when compliance is not in the best interest of the applicant 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**

Referrals to SES are made electronically using an interface with the Louisiana Support Enforcement Services (LASES) system.

## **I-2015      RESERVED**

## **I-2020      RESERVED**

**I-2030      DOCUMENTATION**

Document the Enterprise Document Management System (EDMS) with:

- 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 applicant/enrollee.