Ryan White Part B Program
Policy
Client Eligibility
Revised 6/2013

Federal Policy Reference: -Ryan White CARE Act (PL 104-146) Sect. 2617 4B(II)
-HRSA/HAB Program Policy Notice No. 10-02; 97-01
-Ryan White Part B Manual

The Nebraska Ryan White Program has waived all requirements for subgrant entities regarding imposition of charges for services, pursuant to Section 2617(c)(4)(A) of the Ryan White Modernization Act of 2006.

The HRSA/HAB Fiscal and Program Monitoring Standards for Ryan White Part B Grantees (Monitoring Standards) will guide the oversight of Supportive Services by the NDHHS. The Monitoring Standards are attached to this document by reference. Annual fiscal and programmatic monitoring is required by regulation, both internally and by the NDHHS. ***https://careacttarget.org/category/topics/program-monitoring***

Purpose: The purpose of this policy is to ensure compliance with applicable Federal policies for eligible clients receiving Ryan White Part B funding. This policy identifies client eligibility requirements and limitations for individuals applying for Ryan White Part B funding.

The Grantee and all sub-contractors and sub-grantees must guarantee that funds will not be utilized to make payments for any item or service to the extent that payment has been made, or can reasonably be expected to be made by sources other than Ryan White funds.

The following client eligibility guidelines are applicable to all services available through Nebraska Ryan White Part B funding. The Nebraska Department of Health and Human Services Ryan White Program Manager or designee is responsible for final eligibility determination.

Client Eligibility

1. Client must be HIV positive and documentation (HIV lab results, CD4+ counts) substantiating their HIV status must be on file with the contracting/subgrantee organization providing Ryan White Part B funded services.

2. Client must meet current income eligibility guidelines requiring that a client's **household***** earned income must fall below 200%* of the Federal Poverty Guidelines for the current grant year (Beginning April 1st) unless otherwise noted or the policy is altered.

3. Outpatient medical services (if available) will only be available to those individuals who are not eligible for Medicaid, Medicare, or any other public or private insurance program.**

4. Inmates of the County, State, or Federal Corrections system, and immigration detainees, are not eligible for services under the Ryan White Part B program.

5. Client must permanently reside in Nebraska and must have a valid physical street/home address and must be physically living there. Post Office Boxes, addresses in care of family, neighbor, friend's etc. are not valid addresses.

6. Client must complete an intake process through a Ryan White Part B Provider and **must provide updated information at least annually** to ensure continued eligibility. Clients must sign applicable consent for service forms and privacy/security agreements as required.

7. Client must complete other verifications as necessary under federal mandate and available through the medical case manager at the provider agency.

8. Clients who intentionally provide information which is misleading or fraudulent for the purposes of obtaining benefits through Ryan White Part B funding may be immediately removed from the participation in the program with the possibility of legal action taken.

*Adjustments are made for mandatory withholding on earned income only. RW Case Managers will handle the financial adjustments.

*Clients with earned income must provide an updated paycheck quarterly to be kept in file. Clients with undocumented income must complete the "Verification of Undocumented Income" form quarterly. Those clients without income must complete the "Verification of No Income" form quarterly.

**The Ryan White Program does not pay the co-payment or deductible payment for clients who have Medicaid, Medicare, or any public or private insurance. Currently the Ryan White Part B Program does not provide funding for medical or eye care.

* ***Household*** is defined as the individual Ryan White applicant and anyone who is claimed as a dependent on the individual's federal tax return. If the individual does not file a tax return and is not claimed as a dependent on a tax return, the household is the individual and the following (if they live with the individual):

- Spouse
- Natural, adopted and/or stepchildren under 19 or up to 24 if still enrolled fulltime in school and dependent on the individual for support

If the applicant is a child, then the household is natural, adopted and/or step parents and siblings/step siblings

Domestic partners, unmarried couples and same marriages are not included in the household definition.