



COMBINED MEDICAID 301-3 Emergency Alien Medical Coverage

Supersedes: FMA 301-3 & MA 301-3 (01/01/08)

Reference: PL 104-193; 42 CFR 435.406; .440.255; ARM 37.82.10

Overview: Emergency medical coverage is provided to an otherwise eligible alien who does not meet qualified alien status. Emergency coverage is provided from the time the individual is first given treatment until the medical condition is no longer considered an emergency. Emergency medical services are those services required because the individual has a medical condition of sufficient severity (including severe pain) that the absence of immediate medical attention could result in:

1. placing the individual's health in serious jeopardy (this includes childbirth);
2. serious impairment to bodily functions; or
3. serious dysfunction of any bodily organ or part.

Aliens who are currently ineligible for Medicaid due to the five-year ban (see CMA 301-2) may be eligible for emergency medical coverage. An otherwise eligible alien is an individual who meets the financial and non-financial requirements of a non-medically needy Medicaid coverage group (e.g., if the alien is pregnant, she would need to meet ACA Pregnancy requirements; for ABD, the alien needs to meet ABD requirements. Alien sponsor deeming does not apply to aliens seeking emergency medical coverage.

NOTE: Emergency medical coverage is not available to medically needy coverage groups.

RESIDENCY:

The alien must meet the state's residency rules. The following aliens do not meet residency criteria, and therefore are not eligible for emergency medical coverage:

1. Foreign government representatives on official business, their families and servants;
2. Visitors for business or pleasure - including exchange visitors;
3. Aliens in travel status while traveling directly through the U.S.;
4. Crewmen on shore leave;
5. Treaty traders, investors and their families;
6. Foreign students;
7. International organization representation, personnel, their families and servants;
8. Temporary workers - including agricultural contract workers; and
9. Members of foreign press, radio, film or other information media and their families.

Effective Date: July 01, 2016