



**Las Vegas TGA Part A Program
Policy Statement
Specific Exceptions to Eligibility for Services**

Policy Statement

In addition to the specified eligibility requirements for service provision maintained and enforced by the Las Vegas TGA, federal law requires that specific exceptions to eligibility be recognized and adhered to in the determination of eligibility for service provision. In order to be compliant with federal laws and regulations related to eligibility exceptions, service providers are required to have systems and policies that recognize the following eligibility exceptions:

- Provision of services regardless of an individual's ability to pay for service,
- Provision of services regardless of the current or past health condition of the individual to be served,
- Eligibility policies that do not deem a veteran living with HIV ineligible for Ryan White services due to eligibility for Department of Veterans Affairs (VA) health care benefits.

Procedure

In order to be compliant with all local and federal rules and regulations related to eligibility exceptions, providers must ensure that their policies and procedures contain language that ensures the following:

1. Agency billing and collection policies and procedures that do not:
 - Deny services for non-payment
 - Deny payment for inability to produce income documentation
 - Require full payment prior to service
 - Include any other procedure that denies services for non-payment
2. Documentation of eligibility and clinical policies to ensure that they do not:
 - Permit denial of services due to pre-existing conditions
 - Permit denial of services to non-HIV-related conditions (primary care)
3. Provide any other barrier to care due to a person's past or present health condition
4. Documented evidence that the agency's eligibility policies (written or verbal) do not consider VA health benefits as the veteran's primary insurance and deny access to Ryan White services citing "payor of last resort"