

Compliance Analysis for: section 323-325.docx

****Compliance Aspect: - Enrollment and eligibility criteria****

****COMPLIANT:**** The 'Operations Manual Chunk' explicitly addresses the enrollment and eligibility criteria for various beneficiaries, such as surviving children, impaired adults, and bona fide students.

****Explanation & Reasoning:**** The manual chunk outlines the dependency criteria for surviving children and impaired adults (Section 323), the requirements for a person to be considered a bona fide student (Section 324), and the computation of survivor benefits (Section 325). These sections provide specific, detailed guidelines on who is eligible for benefits and under what conditions.

****Verbatim Citations:****

- Manual: "The Administration shall determine that a surviving child or impaired adult is dependent upon a deceased insured person if the child or impaired adult received from such person regular, periodic payments of money or contributions of food, clothing, shelter, medical care, tuition, and other necessities and services required for or by a child or impaired adult. Such contributions must constitute a substantial part of the ordinary living costs of the child or impaired adult." (from Section 323)
- Manual: "He or she attends a school, which provides elementary or secondary education, including technical, vocational, or trade schools, junior colleges, colleges, and universities, as determined under the law of the jurisdiction in which the school is located. He or she shall furnish the Administrator with a form (ROPSSA 630-20) completed by the officials of the school attended;..." (from Section 324)
- Guideline: "(d) The Board may issue rules and regulations which prescribe criteria for determining whether a person is a bona fide student." (from 41 PNCA 2025.pdf, Page: 33)

****Compliance Aspect: - Beneficiary Rights and Responsibilities****

****COMPLIANT:**** The Operations Manual Chunk explicitly addresses the aspect of "Beneficiary Rights and Responsibilities". It outlines the criteria for determining dependency (Section 323), the definition of a bona fide student for eligibility purposes (Section 324), and the computation of survivor benefits (Section 325).

****Explanation & Reasoning:**** The manual chunk provides detailed information about who qualifies as a dependent, the requirements for a person to be considered a bona fide student, and how survivor benefits are calculated. These aspects directly relate to the rights and responsibilities of beneficiaries.

****Verbatim Citations:****

- Manual: "The Administration shall determine that a surviving child or impaired adult is dependent upon a deceased insured person if the child or impaired adult received from such person regular, periodic payments of money or contributions of food, clothing, shelter, medical care, tuition, and other necessities and services required for or by a child or impaired adult. Such contributions must constitute a substantial part of the ordinary living costs of the child or impaired adult." (from Section 323)
- Manual: "The total of all survivors' benefits payable to survivors of a decedent shall not exceed the basic benefit applicable to the decedent immediately before his or her death. If more than one person is entitled to benefits as survivors of an insured decedent and the total of such benefits exceeds the basic benefit, then each such benefit shall be reduced to the proportion that each such benefit represents to the total benefit payable." (from Section

- Guideline: "Any amount remaining from the employee's share shall be transferred to a Medical Savings Account for: (1) The surviving spouse; or (2) If there is no surviving spouse, to the children, in equal shares; or (3) If there are no surviving spouse or children, then to the parents, in equal shares; or (4) If there are no surviving spouse, children or parents, then to other designated beneficiaries, in equal shares; or (5) If none of the preceding subsections apply, to the persons entitled under the laws and customs of the last domicile of the deceased." (from RPPL 8-14 § 2. § 964)

****Compliance Aspect:** - Incomes and contributions or payments (specifically regarding dependency and bona fide student)**

****COMPLIANT****

The Operations Manual Chunk explicitly addresses the aspect of "Incomes and contributions or payments (specifically regarding dependency and bona fide student)". The manual provides detailed guidelines for determining dependency (Section 323) and bona fide student status (Section 324).

Explanation & Reasoning:

- The manual outlines the criteria for determining dependency, such as regular, periodic payments of money or contributions of food, clothing, shelter, medical care, tuition, and other necessities required for a child or impaired adult (Manual: '...', from Section 323). This aligns with Guideline Excerpt 1, which mentions the benefit is payable until the age of 22 so long as the child is a bona fide student (Guideline: '...', from Page 33).
- The manual also specifies the criteria for a person or child to be considered a bona fide student, such as attending a school and meeting certain attendance requirements (Manual: '...', from Section 324). This is consistent with Guideline Excerpt 1 and Guideline Excerpt 4, which mention the Board may issue rules and regulations to determine whether a person is a bona fide student (Guideline: '...', from Page 33 & Page 54).

Verbatim Citations:

- Manual: "The Administration shall determine that a surviving child or impaired adult is dependent upon a deceased insured person if the child or impaired adult received from such person regular, periodic payments of money or contributions of food, clothing, shelter, medical care, tuition, and other necessities and services required for or by a child or impaired adult. Such contributions must constitute a substantial part of the ordinary living costs of the child or impaired adult." (from Section 323)
- Manual: "The Administration shall make a determination that a person or child is a bona fide student for the purposes of eligibility for payment of a surviving child's insurance benefit if..." (from Section 324)
- Guideline: "(1) the benefit is payable until the month before the attainment of the age of twenty two (22) years, so long as the child is a bona fide student;" (from Page 33)
- Guideline: "The Board may issue rules and regulations which prescribe criteria for determining whether a person is a bona fide student." (from Page 54)

****Compliance Aspect:** - Claims (implied, as the document discusses the determination of benefits for surviving dependents)**

****COMPLIANT****

The Operations Manual Chunk explicitly addresses the determination of benefits for surviving dependents, specifically children and spouses. The manual outlines the criteria for determining dependency (Section 323),

bona fide student status (Section 324), and the computation of survivor benefits (Section 325). These sections align with the relevant guidelines provided, such as Section 751(c) of the Title, Section 756, Section 757, and Section 758.

For example:

- Manual: "The Administration shall determine that a surviving child or impaired adult is dependent upon a deceased insured person if the child or impaired adult received from such person regular, periodic payments of money or contributions of food, clothing, shelter, medical care, tuition, and other necessities and services required for or by a child or impaired adult. Such contributions must constitute a substantial part of the ordinary living costs of the child or impaired adult." (from Section 323)
- Guideline: "Every surviving child who was, immediately before the death of a person who died fully or currently insured, dependent upon that person, is entitled to a monthly survivor's insurance benefit" (from Section 756(a))

****Compliance Aspect:** - Privacy (implied, as personal information such as relationship to the deceased insured person is required)**

****COMPLIANT:**** The Operations Manual Chunk explicitly addresses the requirement for personal information related to the deceased insured person, specifically the relationship between the deceased and the dependent survivors.

****Explanation & Reasoning:**** The manual chunk outlines the criteria for determining dependency of a surviving child or impaired adult upon a deceased insured person (Section 323). It states that the Administration shall determine dependency based on regular, periodic payments of money or contributions of food, clothing, shelter, medical care, tuition, and other necessities and services required for or by a child or impaired adult. This information clearly implies the need to collect personal data about the relationship between the deceased insured person and the dependent survivor(s).

****Verbatim Citations:****

- Manual: "The Administration shall determine that a surviving child or impaired adult is dependent upon a deceased insured person if the child or impaired adult received from such person regular, periodic payments of money or contributions of food, clothing, shelter, medical care, tuition, and other necessities and services required for or by a child or impaired adult. Such contributions must constitute a substantial part of the ordinary living costs of the child or impaired adult." (from Section 323)
- Guideline: "If there is no surviving spouse, child or parent, to the duly appointed legal representative of the deceased; or if none of the preceding paragraphs apply, to the persons entitled to it under the laws and customs of the last domicile of the deceased." (from 41 PNCA 2025.pdf, Page: 34)