



General Assembly

January Session, 2009

**Raised Bill No. 5298**

LCO No. 2402

\*02402\_\_\_\_\_AGE\*

Referred to Committee on Select Committee on Aging

Introduced by:  
(AGE)

**AN ACT INCREASING THE ASSET LIMITATIONS UNDER THE STATE-FUNDED CONNECTICUT HOME CARE PROGRAM FOR THE ELDERLY.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (i) of section 17b-342 of the general statutes is  
2 repealed and the following is substituted in lieu thereof (*Effective July*  
3 *1, 2009*):

4 (i) (1) On and after July 1, 1992, the Commissioner of Social Services  
5 shall, within available appropriations, administer a state-funded  
6 portion of the program for persons (A) who are sixty-five years of age  
7 and older; (B) who are inappropriately institutionalized or at risk of  
8 inappropriate institutionalization; (C) whose income is less than or  
9 equal to the amount allowed under subdivision (3) of subsection (a) of  
10 this section; and (D) whose assets, if single, do not exceed [the  
11 minimum community spouse protected amount pursuant to Section  
12 4022.05 of the department's uniform policy manual] fifty thousand  
13 dollars or, if married, the couple's assets do not exceed [one hundred  
14 fifty per cent of said community spouse protected amount and on and  
15 after April 1, 2007, whose assets, if single, do not exceed one hundred

16 fifty per cent of the minimum community spouse protected amount  
17 pursuant to Section 4022.05 of the department's uniform policy manual  
18 or, if married, the couple's assets do not exceed two hundred per cent  
19 of said community spouse protected amount] sixty-six thousand five  
20 hundred dollars.

21 (2) Any person whose income exceeds two hundred per cent of the  
22 federal poverty level shall contribute to the cost of care in accordance  
23 with the methodology established for recipients of medical assistance  
24 pursuant to Sections 5035.20 and 5035.25 of the department's uniform  
25 policy manual.

26 (3) On and after June 30, 1992, the program shall serve persons  
27 receiving state-funded home and community-based services from the  
28 department, persons receiving services under the promotion of  
29 independent living for the elderly program operated by the  
30 Department of Social Services, regardless of age, and persons receiving  
31 services on June 19, 1992, under the home care demonstration project  
32 operated by the Department of Social Services. Such persons receiving  
33 state-funded services whose income and assets exceed the limits  
34 established pursuant to subdivision (1) of this subsection may continue  
35 to participate in the program, but shall be required to pay the total cost  
36 of care, including case management costs.

37 (4) Services shall not be increased for persons who received services  
38 under the promotion of independent living for the elderly program  
39 over the limits in effect under said program in the fiscal year ending  
40 June 30, 1992, unless a person's needs increase and the person is  
41 eligible for Medicaid.

42 (5) The annualized cost of services provided to an individual under  
43 the state-funded portion of the program shall not exceed fifty per cent  
44 of the weighted average cost of care in nursing homes in the state,  
45 except an individual who received services costing in excess of such  
46 amount under the Department of Social Services in the fiscal year  
47 ending June 30, 1992, may continue to receive such services, provided

48 the annualized cost of such services does not exceed eighty per cent of  
49 the weighted average cost of such nursing home care. The  
50 commissioner may allow the cost of services provided to an individual  
51 to exceed the maximum cost established pursuant to this subdivision  
52 in a case of extreme hardship, as determined by the commissioner,  
53 provided in no case shall such cost exceed that of the weighted cost of  
54 such nursing home care.

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2009	17b-342(i)

**Statement of Purpose:**

To increase access to the State-Funded Connecticut Home Care Program for the Elderly.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*