



General Assembly

Amendment

February Session, 2010

LCO No. 3265

SB0023303265SD0

Offered by:

SEN. PRAGUE, 19th Dist.

REP. SERRA, 33rd Dist.

To: Subst. Senate Bill No. 233

File No. 340

Cal. No. 240

**"AN ACT CONCERNING THE DISCHARGE OF PATIENTS FOR
NONPAYMENT OF APPLIED INCOME."**

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 19a-509 of the general statutes is amended by
4 adding subsection (d) as follows (*Effective October 1, 2010*):

5 (NEW) (d) (1) For purposes of this subsection, "applied income"
6 means the amount of a nursing home patient's income that must be
7 paid to the nursing home as determined by the Department of Social
8 Services in accordance with the methodology established by the
9 department for recipients of medical assistance.

10 (2) All nursing homes shall provide a written notice to each patient
11 and such patient's representative, legally liable relative, guardian or
12 conservator explaining that such patient may owe applied income to
13 the nursing home and that such patient can elect to have the nursing

14 home appointed as representative payee to receive Social Security
 15 payments. Such written notice shall be provided at the time of (A) the
 16 patient's admission to the nursing home, (B) the patient's application
 17 with the Department of Social Services for medical assistance, (C)
 18 notification by the department that the patient is eligible for medical
 19 assistance, and (D) redetermination of the patient's eligibility for
 20 medical assistance by the department. Such written notice shall
 21 include a statement that if such patient, after such patient is informed
 22 by the department that applied income is due, fails to pay applied
 23 income for a period of more than ninety days and has neither disputed
 24 the department's calculation of applied income nor filed an appeal
 25 with the department, the nursing home may (i) pursue any remedies
 26 under federal or state law against such patient and such patient's
 27 representative, legally liable relative, guardian or conservator to collect
 28 unpaid applied income, and (ii) refer the matter to the Office of the
 29 Chief State's Attorney for criminal investigation."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2010</i>	19a-509