



General Assembly

Substitute Bill No. 851

January Session, 2013



AN ACT PROTECTING THE ASSETS OF THE SPOUSE OF AN INSTITUTIONALIZED MEDICAID RECIPIENT.

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

1 Section 1. (NEW) (*Effective from passage*) (a) For purposes of this
2 section:

3 (1) "Institutionalized spouse" has the same meaning as provided in
4 42 USC 1396r-5(h)(1).

5 (2) "Community spouse" has the same meaning as provided in 42
6 USC 1396r-5(h)(2).

7 (3) "Minimum community spouse protected amount" means the
8 minimum amount of assets a community spouse may keep pursuant to
9 42 USC 1396r-5(f)(2).

10 (b) The Commissioner of Social Services shall amend the Medicaid
11 state plan in accordance with federal law to require that the
12 community spouse of an institutionalized Medicaid recipient shall
13 receive a minimum community spouse protected amount of thirty-
14 three thousand dollars.

15 (c) Not later than July 1, 2014, the commissioner shall report on the
16 fiscal impact of the minimum community spouse protected amount, in
17 accordance with the provisions of section 11-4a of the general statutes,

