



General Assembly

**Substitute Bill No. 5324**

February Session, 2014



**AN ACT INCREASING THE MINIMUM AMOUNT OF ASSETS THAT  
MAY BE RETAINED BY THE SPOUSE OF AN INSTITUTIONALIZED  
PERSON.**

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 fifty  
14 thousand dollars.

15 (c) Not later than July 1, 2015, 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,  
18 to the joint standing committees of the General Assembly having  
19 cognizance of matters relating to human services and appropriations  
20 and the budgets of state agencies. Such report shall include, but not be  
21 limited to: (1) The number of community spouses who were able to  
22 keep additional assets as a result of the increase in the minimum  
23 community spouse protected amount pursuant to subsection (b) of this  
24 section; and (2) the cost to the state of increasing said amount.

25 (d) The commissioner shall adopt regulations, in accordance with  
26 the provisions of chapter 54 of the general statutes, to implement the  
27 provisions of this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section

**HS**

*Joint Favorable Subst. C/R*

APP