



General Assembly

February Session, 2014

Raised Bill No. 174

LCO No. 1308



Referred to Committee on AGING

Introduced by:
(AGE)

***AN ACT CONCERNING FAIRNESS IN MEDICAID ELIGIBILITY
DETERMINATIONS FOR HOME-CARE CLIENTS.***

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

1 Section 1. Subsection (h) of section 17b-342 of the 2014 supplement
2 to the general statutes is repealed and the following is substituted in
3 lieu thereof (*Effective July 1, 2014*):

4 (h) For purposes of this subsection, "penalty period" has the same
5 meaning as provided in section 17b-261q. An individual who is
6 otherwise eligible for services pursuant to this section shall, as a
7 condition of participation in the program, apply for medical assistance
8 benefits pursuant to section 17b-260 when requested to do so by the
9 department and shall accept such benefits if determined eligible. The
10 Commissioner of Social Services, to the extent permissible under
11 federal law, shall provide payments under the medical assistance
12 program retroactive to the date an eligible person applied for such
13 assistance, provided such applicant has not made a transfer of assets
14 for less than fair market value in the sixty months before applying. If
15 the applicant has made such a transfer, the commissioner, in

16 accordance with 42 USC 1396p(c)(1)(D)(ii), shall start any penalty
17 period as of the later of (1) the date of the transfer that resulted in the
18 penalty period, or (2) the date an otherwise eligible applicant applied
19 for medical assistance.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2014</i>	17b-342(h)

Statement of Purpose:

To apply the same medical assistance payment guidelines to participants of the Connecticut home-care program for the elderly as applies to institutionalized persons.

[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.]