



General Assembly

February Session, 2016

Raised Bill No. 5287

LCO No. 150



Referred to Committee on AGING

Introduced by:
(AGE)

AN ACT CONCERNING MEDICAID ELIGIBILITY FOR HOME-CARE SERVICES.

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 2016 supplement
2 to the general statutes is repealed and the following is substituted in
3 lieu thereof (*Effective July 1, 2016*):

4 (h) An individual who is otherwise eligible for services pursuant to
5 this section shall, as a condition of participation in the program, apply
6 for medical assistance benefits pursuant to section 17b-260 when
7 requested to do so by the department and shall accept such benefits if
8 determined eligible. The Commissioner of Social Services, in
9 accordance with 42 CFR 435.915, shall provide payments for Medicaid-
10 eligible services under the medical assistance program retroactive not
11 more than three months from the date an eligible person applied for
12 such assistance, provided such applicant has not made a transfer of
13 assets for less than fair market value in the sixty months before
14 applying. If the applicant has made such a transfer, the commissioner,
15 in accordance with 42 USC 1396p(c)(1)(D)(ii), as amended from time to

16 time, shall begin any penalty period on the later of (1) the first day of
17 the month during or after 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 and would have been receiving such assistance
20 but for the imposition of a penalty period. For purposes of this
21 subsection, "penalty period" has the same meaning as provided in
22 section 17b-261q.

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2016	17b-342(h)

Statement of Purpose:

To provide Medicaid coverage retroactively for eligible home-care clients in accordance with federal law.

[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.]