



General Assembly

January Session, 2021

**Raised Bill No. 6319**

LCO No. 2591



Referred to Committee on HUMAN SERVICES

Introduced by:  
(HS)

***AN ACT CONCERNING PAYMENT RECOVERIES AND INCENTIVES  
UNDER PUBLIC ASSISTANCE PROGRAMS.***

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

1 Section 1. Section 4a-16 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective July 1, 2021*):

3 When any person supported or cared for by the state [under] (1) in a  
4 program of public assistance, [or] (2) in an institution maintained by the  
5 Department of Developmental Services or Department of Mental Health  
6 and Addiction Services, [or] (3) when an inmate of the Department of  
7 Correction, or [when any] (4) as a child committed to the Commissioner  
8 of Social Services or Commissioner of Children and Families dies  
9 leaving only personal estate, including personal assets owing and due  
10 the estate after death, not exceeding the aggregate value, as described in  
11 section 45a-273, the Commissioner of Administrative Services or the  
12 commissioner's authorized representative shall, upon [filing with]  
13 completing a financial accounting of the estate's assets and debt, make  
14 a reasonable effort to inform next of kin of the decedent in writing that  
15 the commissioner or the commissioner's designee intends to become the

16 legal representative of the estate for the purpose of securing partial or  
17 full reimbursement of the claim of the state for care or assistance  
18 rendered to the decedent. The commissioner, or the commissioner's  
19 designee, not later than thirty days after making a reasonable effort to  
20 contact next of kin of the decedent, shall file with the probate court  
21 having jurisdiction of such estate a certificate that the total estate is  
22 under the aggregate value, as described in section 45a-273, and the claim  
23 of the state, together with the expense of last illness not exceeding three  
24 hundred seventy-five dollars and funeral and burial expenses in  
25 accordance with section 17b-84 or section 17b-131, equals or exceeds the  
26 amount of such estate. [, be issued a certificate by said court] The court  
27 shall issue a certificate to the commissioner, or the commissioner's  
28 designee, stating that the commissioner, or the commissioner's  
29 designee, is the legal representative of such estate [only for the following  
30 purpose. The commissioner shall have authority to] and may claim such  
31 estate, the commissioner's receipt for the same to be a valid discharge of  
32 the liability of any person turning over the same, and [to] settle the same  
33 by payment of the expense of last illness not exceeding three hundred  
34 seventy-five dollars, expense of funeral and burial in accordance with  
35 section 17b-84 or 17b-131 and the remainder as partial or full  
36 reimbursement of the claim of the state for care or assistance rendered  
37 to the decedent. The commissioner, or the commissioner's designee,  
38 shall file with said probate court a statement of the settlement of such  
39 estate as herein provided.

40 Sec. 2. Subsection (c) of section 4-216 of the general statutes is  
41 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
42 *2021*):

43 (c) The secretary shall establish [a pilot] an incentive program for  
44 nonprofit providers of human services that shall (1) allow providers  
45 who otherwise meet contractual requirements to retain [a percentage of]  
46 any savings realized by the providers from the contracted cost for  
47 services, and (2) provide that future contracted amounts from the state  
48 for the same types of services are not reduced solely to reflect savings  
49 achieved in previous contracts by such providers. [The pilot incentive

50 program shall include eight nonprofit providers of human services with  
51 state contracts of the following amounts: (A) Two with contracts of at  
52 least fifty million dollars, (B) two with contracts of at least twenty  
53 million dollars but less than fifty million dollars, (C) two with contracts  
54 of at least five million dollars but less than twenty million dollars, and  
55 (D) two with contracts of less than five million dollars.] For purposes of  
56 this subsection, "nonprofit providers of human services" includes, but is  
57 not limited to, nonprofit providers of services to persons with  
58 intellectual, physical or mental disabilities or autism spectrum disorder.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2021</i>	4a-16
Sec. 2	<i>July 1, 2021</i>	4-216(c)

**Statement of Purpose:**

To notify family members of deceased persons when the state is claiming their estates for public assistance debt and make permanent a pilot incentive program for providers who deliver public assistance for less than the contracted amount of payment.

*[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.]*