

**MEDICAID LONG TERM CARE
ELIGIBILITY**

**KOKUA COUNCIL
March 24, 2008**

BASIC ELIGIBILITY

- U.S. Citizen or Qualified Alien
- Provide documentation of citizenship and identification
- Resident of Hawaii
- Furnish a Social Security Number

**FINANCIAL SUPPORT
REQUIREMENTS**

- The assets and income of family members living together who are responsible for support are considered in determining financial eligibility.
- The responsibility for support is from spouse to spouse, and from natural parents to their minor children.
- Adult children are not responsible for the support of their parents, even if they live together.

FINANCIAL ELIGIBILITY REQUIREMENTS: INCOME

Countable monthly income cannot exceed monthly medical expenses.

Countable income includes earnings, Social Security benefits, VA benefits, pensions, passive income from investments, annuities and other financial instruments.

SPECIAL PROVISIONS FOR LONG TERM CARE

- There are penalties for the transfer of assets without a fair market return.
- The home property placed in a trust may not be an exempted asset.
- Liens may be placed on the home property of certain individuals.

**Equity in home property cannot exceed \$750,000 (Effective when the Hawaii Administrative Rules are adopted later this year).

FINANCIAL ELIGIBILITY REQUIREMENTS: ASSETS

Countable assets as of the first of a month cannot exceed the asset limits.

\$2,000 HH-1

\$3,000 HH-2

If assets exceed the limit, the earliest eligibility can be established is the following month.

EXEMPT ASSETS

- Property used as the home.
- Clothing, household furnishings and appliances.
- One wedding and one engagement ring.
- One burial space per family member.
- One funeral plan, contract or trust.
- All motor vehicle used for ground transportation
- The corpus of the trust of a disabled individual that meets the provisions of 42 U.S.C. §1396p(d)(4).

SPOUSAL SUPPORT PROVISIONS: Assets

Married individuals may provide assets for the support the community spouse. The maximum amount is \$104,400 for 2008.

\$ 102,640 Total Assets
- 101,640 Allowance
\$ 1,000 Countable Assets

Assets held by the institutional spouse must be transferred to the community spouse within 90 days.

SPOUSAL SUPPORT PROVISIONS: Income

The Institutionalized Spouse (IS) may voluntarily provide up to \$2,610 of his/her income for the support of the community spouse (CS).

\$2,610 Allowance
- 1,110 CS Income
\$1,500 Maximum from IS

Exempt Transfer of the Home Property

- The spouse
- A child under twenty-one years.
- An adult child who is blind or disabled.
- A non-disabled adult child who resided in the home at least two years prior to institutionalization and provided services that allowed the applicant to reside at home.
- A sibling with an equity interest in home who resided in the home at least one year prior to institutionalization.

TRANSFER OF ASSETS PENALTY POLICY

Current Policy:

- Lookback period 36 months or 60 months for assets transferred to an irrevocable trust.
- Penalty starts in month of transfer.
- Penalty periods based on whole months.
- Transfers in different months establish separate penalty periods.
- Hardship provisions are applicable.

***Expected Policy Changes:**

- Lookback period 60 months
- Penalty starts in month of Medicaid eligibility and need for LTC coverage.
- Penalty periods based on days.
- Transfers in lookback period combined to establish single penalty period.
- Hardship provisions are applicable.

* Anticipated 08/01/08

Example: Transfer Penalty

Mrs. A applied for assistance in 03/08. In 06/07, she transferred \$73,000 in bonds to daughter.

\$73,140	Bonds
+ 7,314	Monthly Long Term Care
10	Month Penalty Period

Mrs. A is ineligible for long term care assistance for 10 months. Mrs. A was determined eligible for Medicaid. Due to the penalty, coverage of her long term care expenses will not be payable for 10 months.

HOME PROPERTY LIENS

The home property of an institutionalized recipient may have a lien placed if none of the following relatives of the recipient are residing in the home:

- Spouse;
- Minor child;
- Disabled or blind child; or
- Sibling with an equity interest in the property who resided in the home for at least 1 year immediately before admission.

RECOVERY OF HOME PROPERTY LIENS

The lien is recoverable upon death of the institutionalized recipient if none of the following exist:

- Spouse;
- A dependent child (minor, blind or disabled child);
- Sibling who resided in the home for at least 1 year prior to admission who continuously reside in the home; or
- A non-dependent child who resided in the home 2 years prior to admission who provided services that delayed admission who continuously resided in the home.

Home and Community Based Long Term Care Services

The following services can be provided in a community setting as an alternative to placement in a nursing home:

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| <ul style="list-style-type: none">• Adult day care• Adult day health• Assisted living services• Attendant care• Community Care Management Agency (CCMA) services• Community Care Foster Family Home (CCFFH) services• Counseling and training• Environmental accessibility adaptations• Home delivered meals | <ul style="list-style-type: none">• Home maintenance• Medically fragile day care• Moving assistance• Transportation• Personal assistance services• Personal Emergency Response Systems (PERS)• Private duty nursing• Residential care• Respite care• Specialized medical equipment and supplies. |
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Med-QUEST Contact Numbers

- **Oahu** **587-3521**
- **Hilo** **933-0339**
- **Kona** **327-4970**
- **Maui** **243-5780**
- **Molokai** **553-1758**
- **Lanai** **565-7102**
- **Kauai** **241-3575**

**CONVERSION OF COVERAGE
TO MANAGED CARE**

Effective November 1, 2008, all aged, blind and disabled Medicaid recipients will be enrolled in a QExA Managed Care Plan.

The QExA Plans are Evercare and Ohana Health Plan. Both plans will operate on Oahu, Hawaii, Maui and Kauai. Ohana will also operate on Molokai and Lanai.

The State will pay a monthly fee to the plans to provide all Medicaid services, including all long term care services that are currently covered on a fee-for-service basis.

WEBSITES

Med-QUEST Division:
www.med-quest.us/

Department of Human Services:
www.state.hi.us/dhs/index.html
