

HOUSE RESEARCH

Bill Summary

FILE NUMBER: H.F. 3556
Version: As introduced

DATE: March 28, 2016

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Subject: Medical assistance; release of claim

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Overview

With the expansion of medical assistance, more adults 55 to 65 years of age have become subject to federal laws requiring states to make claims against the estates of these individuals for the amount of medical assistance correctly paid on their behalf. Minnesota Statutes, section 256B.15 requires the state to make recovery from the estates of certain individuals. This bill amends that statute to allow certain individuals to repay the commissioner, prior to death, the amount of medical assistance paid on their behalf.

Section

1 **Payment and release of notice of potential claim.** Amends § 256B.15, by adding subd. 10. Paragraph (a) allows an adult without children who is 55 to 64 years of age to provide a written notice of medical assistance disenrollment to the commissioner if the individual received medical assistance for non-institutional care services, and medical assistance eligibility was determined using the MAGI methodology.

Paragraph (b) requires the commissioner to calculate the amount of medical assistance paid on behalf of the recipient.

Paragraph (c) requires the commissioner to provide the former recipient with the amount of medical assistance paid on behalf of the recipient within 60 days of the receipt of the notice of disenrollment. Requires the commissioner to allow the recipient to remit this amount to the commissioner.

Section

Paragraph (d) instructs the commissioner to fully release any notice of potential claim or lien upon receipt of the remittance and to provide written notice to the former recipient that the notice and lien have been released.

Provides that this section is retroactive from January 1, 2014.