## MAINE STATE LEGISLATURE

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## 129th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2019

**Legislative Document** 

No. 362

S.P. 102

In Senate, January 24, 2019

Resolve, To Require the Department of Health and Human Services To Submit a State Plan Amendment To Exempt Retirement and Educational Assets from Calculations for Medicaid Eligibility

Reference to the Committee on Health and Human Services suggested and ordered printed.

DAREK M. GRANT Secretary of the Senate

Presented by Senator BELLOWS of Kennebec.
Cosponsored by Representative HARNETT of Gardiner and
Senators: CLAXTON of Androscoggin, GRATWICK of Penobscot, SANBORN, L. of
Cumberland, Representatives: HICKMAN of Winthrop, HUBBELL of Bar Harbor,
McCREIGHT of Harpswell, PEBWORTH of Blue Hill, WARREN of Hallowell.

**Sec. 1. State plan amendment. Resolved:** That the Department of Health and Human Services shall prepare and submit a Medicaid state plan amendment to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services seeking to disregard under the federal Social Security Act, Section 1902(r)(2) assets held in qualifying retirement and education accounts when determining Medicaid eligibility for individuals with disabilities under 65 years of age who have dependent children living in the home.

8 SUMMARY

This resolve requires the Department of Health and Human Services to prepare and submit a state plan amendment to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services in order to make a change in Medicaid eligibility requirements for individuals with disabilities under 65 years of age who have dependent children living in the home by disregarding assets held in qualifying retirement and education accounts.