

Minnesota Department of Human Services
 Health Care Eligibility and Access
 PO Box 64989
 St Paul, MN 55164-0989



ACTION NEEDED
 Please complete the enclosed form
 (DHS-3340) as soon as possible.

FIRST LAST
 ADDRESS LINE 1
 ADDRESS LINE 2

August 10, 2016

Dear Enrollee:

You are getting this letter because you applied for Medical Assistance (MA) for home and community-based services through the Brain Injury (BI), Community Alternative Care (CAC), Community Access for Disability Inclusion (CADI), or Developmental Disabilities (DD) waiver program on or after January 1, 2014. We previously sent you a letter about potential changes in state law affecting how eligibility for MA is determined for married people with disabilities who are enrolled in one of these waiver programs. We are writing to update you about those changes and tell you what action you must take.

Important: Contact your worker if you are currently receiving Medical Assistance for Employed Persons with Disabilities (MA-EPD) or were not married on June 1, 2016, because you may have received this letter in error.

What has changed?

The Centers for Medicare & Medicaid Services (CMS) is requiring Minnesota to apply a set of rules known as spousal impoverishment protections. These rules determine the amount of a married couple's total assets that must be counted when determining whether a married person is eligible for MA for long-term care (LTC).

Previously, only your income and assets, not those of your spouse, were counted when determining your eligibility for MA. To comply with the CMS requirement, the Minnesota Legislature made these changes to state law:

- *Current MA enrollees* who applied for MA through the BI, CAC, CADI or DD waiver program on or after January 1, 2014, are subject to the spousal impoverishment protection rules. This means that some of your spouse's assets may now be counted to determine whether you remain eligible for MA and waiver services.
- *New applicants* requesting services through the BI, CAC, CADI or DD waiver program on or after June 1, 2016, are subject to the spousal impoverishment protection rules. This means that some of the assets of an applicant's spouse may now be counted when determining eligibility for MA with waiver program services.
- Beginning June 1, 2016, the amount of a couple's assets that are protected for the community spouse, called the community spouse asset allowance, is now the maximum amount allowed under federal law for all community spouses. This amount is currently \$119,220.

- If your spouse does not want to make certain assets available to you, your county or tribal agency may grant a hardship waiver. The excess assets must be in a tax-deferred retirement account that will charge a penalty for early withdrawal. Or they must be in a college savings plan under section 529 of the Internal Revenue Code for you or your spouse's child under age 25.

When will this change take place?

Married enrollees who applied for MA with BI, CAC, CADI or DD waiver services on or after January 1, 2014, through May 31, 2016, are subject to the spousal impoverishment protection rules as of June 1, 2016. This means your eligibility must be redetermined. The redetermination must be completed by February 28, 2017. This letter tells you how the redetermination process works and what actions in the process you must take.

What do I need to do now?

You must complete the enclosed Asset Assessment for Medical Assistance for Long-Term-Care Services (MA-LTC) (DHS-3340) form. Follow the instructions included with the enclosed form, documenting the assets you and your spouse owned on **June 1, 2016**. For you and your county or tribal worker to have enough time to complete the process, we strongly recommend that you return the form and proofs to your county or tribal agency **as soon as possible**. Ask your county or tribal worker if you have questions about what you need to do or if you need help getting proofs.

If your county or tribal agency receives your completed form and proof of assets owned as of June 1, 2016, before January 3, 2017, the agency will process the asset assessment and notify you of the results within 30 days. However, if your county or tribal agency does not receive the form by January 3, 2017, it may be difficult for you and your worker to complete the process by February 28, 2017.

If your county or tribal agency notifies you that you do not have excess assets as of June 1, 2016, you will not need to do anything further. If the assets you owned on June 1, 2016, exceed the limit according to the asset assessment, you may have to reduce some of those assets by February 28, 2017, to remain eligible for MA-LTC.

You need to meet all other eligibility requirements between now and February 28, 2017, to remain eligible for MA and waiver services.

If you choose not to comply with the redetermination process, your MA and waiver services will close effective March 1, 2017.

Questions?

If you have specific questions about your case, please contact your county or tribal worker. County contact information can be found at <https://edocs.dhs.state.mn.us/lfservlet/Public/DHS-0005-ENG>.

If you have other questions or want information about getting legal advice, please call the Disability Linkage Line® at 866-333-2466.

Enclosures: Instructions for Completing the Asset Assessment for MA-LTC (DHS-3340) Form
Asset Assessment for MA-LTC (DHS-3340) Form
Minnesota Department of Human Services Notice of Privacy Practices

866-333-2466

Attention. If you need free help interpreting this document, call the above number.

ملاحظة: إذا أردت مساعدة مجانية لترجمة هذه الوثيقة، اتصل على الرقم أعلاه.

ពំណាស់គាល់ ។ បើអ្នកត្រូវការជំនួយក្នុងការបកប្រែឯកសារនេះដោយឥតគិតថ្លៃ សូមហៅទូរស័ព្ទតាមលេខខាងលើ ។

Pažnja. Ako vam treba besplatna pomoć za tumačenje ovog dokumenta, nazovite gore naveden broj.

Thov ua twb zoo nyeem. Yog hais tias koj xav tau kev pab txhais lus rau tsab ntaub ntawv no pub dawb, ces hu rau tus najnpawb xov tooj saum toj no.

ໂປຣດຊາບ. ຖ້າທ່ານ ທ່ານຕ້ອງການການຊ່ວຍເຫຼືອໃນການແປເອກະສານນີ້ພຣີ, ຈົ່ງໂທໂປທີ່ໝາຍເລກຂ້າງເທິງນີ້.

Hubachiisa. Dokumentiin kun bilisa akka siif hiikamu gargaarsa hoo feete, lakkoobsa gubbatti kenname bibili.

Внимание: если вам нужна бесплатная помощь в устном переводе данного документа, позвоните по указанному выше телефону.

Digniin. Haddii aad u baahantahay caawimaad lacag-la'aan ah ee tarjumaadda qoraalkaan, lambarka kore wac.

Atención. Si desea recibir asistencia gratuita para interpretar este documento, llame al número indicado arriba.

Chú ý. Nếu quý vị cần được giúp đỡ dịch tài liệu này miễn phí, xin gọi số bên trên.

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