



General Assembly

February Session, 2022

Raised Bill No. 5339

LCO No. 2441



Referred to Committee on HUMAN SERVICES

Introduced by:
(HS)

AN ACT EXPANDING ACCESS TO THE CONNECTICUT HOME-CARE PROGRAM FOR THE ELDERLY.

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

1 Section 1. Subsection (i) of section 17b-342 of the 2022 supplement to
2 the general statutes is repealed and the following is substituted in lieu
3 thereof (*Effective July 1, 2022*):

4 (i) (1) The Commissioner of Social Services shall, within available
5 appropriations, administer a state-funded portion of the program for
6 persons (A) who are sixty-five years of age and older; (B) who are
7 inappropriately institutionalized or at risk of inappropriate
8 institutionalization; (C) whose income is less than or equal to the
9 amount allowed under subdivision (3) of subsection (a) of this section;
10 and (D) whose assets, if single, do not exceed [one hundred fifty per cent
11 of the federal minimum community spouse protected amount pursuant
12 to 42 USC 1396r-5(f)(2)] forty-five thousand dollars or, if married, the
13 couple's assets do not exceed [two hundred per cent of said community
14 spouse protected amount] sixty-five thousand dollars. For program
15 applications received by the Department of Social Services for the fiscal

16 years ending June 30, 2016, and June 30, 2017, only persons who require
17 the level of care provided in a nursing home shall be eligible for the
18 state-funded portion of the program, except for persons residing in
19 affordable housing under the assisted living demonstration project
20 established pursuant to section 17b-347e who are otherwise eligible in
21 accordance with this section.

22 (2) Except for persons residing in affordable housing under the
23 assisted living demonstration project established pursuant to section
24 17b-347e, as provided in subdivision (3) of this subsection, any person
25 whose income is at or below two hundred per cent of the federal poverty
26 level and who is ineligible for Medicaid shall contribute [~~four~~] three and
27 one-half per cent of the cost of his or her care. Any person whose income
28 exceeds two hundred per cent of the federal poverty level shall
29 contribute [~~four~~] three and one-half per cent of the cost of his or her care
30 in addition to the amount of applied income determined in accordance
31 with the methodology established by the Department of Social Services
32 for recipients of medical assistance. Any person who does not contribute
33 to the cost of care in accordance with this subdivision shall be ineligible
34 to receive services under this subsection. Notwithstanding any
35 provision of sections 17b-60 and 17b-61, the department shall not be
36 required to provide an administrative hearing to a person found
37 ineligible for services under this subsection because of a failure to
38 contribute to the cost of care.

39 (3) Any person who resides in affordable housing under the assisted
40 living demonstration project established pursuant to section 17b-347e
41 and whose income is at or below two hundred per cent of the federal
42 poverty level, shall not be required to contribute to the cost of care. Any
43 person who resides in affordable housing under the assisted living
44 demonstration project established pursuant to section 17b-347e and
45 whose income exceeds two hundred per cent of the federal poverty
46 level, shall contribute to the applied income amount determined in
47 accordance with the methodology established by the Department of
48 Social Services for recipients of medical assistance. Any person whose

49 income exceeds two hundred per cent of the federal poverty level and
50 who does not contribute to the cost of care in accordance with this
51 subdivision shall be ineligible to receive services under this subsection.
52 Notwithstanding any provision of sections 17b-60 and 17b-61, the
53 department shall not be required to provide an administrative hearing
54 to a person found ineligible for services under this subsection because
55 of a failure to contribute to the cost of care.

56 (4) The annualized cost of services provided to an individual under
57 the state-funded portion of the program shall not exceed fifty per cent
58 of the weighted average cost of care in nursing homes in the state, except
59 an individual who received services costing in excess of such amount
60 under the Department of Social Services in the fiscal year ending June
61 30, 1992, may continue to receive such services, provided the annualized
62 cost of such services does not exceed eighty per cent of the weighted
63 average cost of such nursing home care. The commissioner may allow
64 the cost of services provided to an individual to exceed the maximum
65 cost established pursuant to this subdivision in a case of extreme
66 hardship, as determined by the commissioner, provided in no case shall
67 such cost exceed that of the weighted cost of such nursing home care.

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2022	17b-342(i)

HS *Joint Favorable*

APP *Joint Favorable*