

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 1146

Short Title: Incremental Asset Transfer.

(Public)

Sponsors: Representatives Alexander; D. Brown, Church, Easterling, and Hill.

Referred to: Health and Human Resources.

April 19, 1993

A BILL TO BE ENTITLED

AN ACT TO ADDRESS THE PROBLEM OF INCREMENTAL ASSET TRANSFERS
FOR PURPOSES OF MEDICAID ELIGIBILITY.

The General Assembly of North Carolina enacts:

Section 1. Chapter 108A of the General Statutes is amended by adding a new section to read:

"§ 108A-58.1. Incremental transfer of assets; effect on eligibility.

For the purposes of determining an individual's eligibility for institutional or community-based care, periods of ineligibility imposed pursuant to 42 U.S.C. § 1396p(c)(1) for transfers for less than fair market value shall run sequentially beginning on the date of the last transfer that results in a period of ineligibility. No period of ineligibility shall begin before the date on which the transfer resulting in that ineligibility period was made. The provisions of this subsection do not apply to transfers made before July 1, 1993."

Sec. 2. This act becomes effective July 1, 1993.