



General Assembly

January Session, 2019

***Raised Bill No. 7167***

LCO No. 4237



Referred to Committee on HUMAN SERVICES

Introduced by:  
(HS)

***AN ACT AUTHORIZING THE USE OF MILLER TRUSTS TO OBTAIN  
MEDICAID ELIGIBILITY.***

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

- 1      Section 1. (NEW) (*Effective July 1, 2019*) (a) For purposes of this  
2      section, a "Miller Trust" is a qualifying income trust that allows a  
3      Medicaid applicant to meet program income eligibility guidelines on  
4      an earlier date by holding excess income that may be used for certain  
5      qualifying expenses, including, but not limited to, a spousal allowance,  
6      a personal needs allowance, medical expenses owed by the applicant  
7      after the applicant is determined income-eligible for Medicaid and  
8      Medicaid expenses owed following the death of the applicant.
- 9      (b) The Commissioner of Social Services shall amend the Medicaid  
10     state plan to allow a Medicaid applicant to utilize a Miller Trust to  
11     transfer excess income for the purpose of reducing income to a level  
12     that allows the applicant to become eligible for Medicaid.

This act shall take effect as follows and shall amend the following sections:
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Section 1	<i>July 1, 2019</i>	New section
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***Statement of Purpose:***

To authorize Medicaid applicants to utilize Miller Trusts to hold excess income for the purpose of qualifying for Medicaid.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*