MinnesotaCare:

No provisions.

MA:

Use the following steps to determine the ineligibility period for transfers made on or after 4-13-96:

1. If the total amount transferred for less than fair market value in any month by the client and spouse combined does not exceed $200 for the month ($500 before 7-1-02), disregard that amount and do not calculate a penalty period.

   EXCEPTION:

   If $200 or less ($500 or less for transfers before 7-1-02) is transferred during a pre-existing penalty period, include the value of such transfers in the penalty period calculation.

2. If the amount transferred for less than fair market value is greater than $200, ($500 before 7-1-02), determine a penalty period based on the total value of all uncompensated transfers made during that month. Do not disregard the first $200 ($500 before 7-1-02) transferred.

3. If the total uncompensated value of assets transferred in a month by the client and spouse combined is greater than $200 ($500 before 7-1-02), divide the uncompensated value by the statewide average monthly payment rate for nursing facility care (SAPSNF) in effect on the date of the client's application.

   Effective 7-1-04, the SAPSNF is $4,111. From 7-1-03 through 6-30-04, the SAPSNF is $3,848.

4. Do NOT truncate partial months. Apply a partial month of ineligibility for MA payment of long term care services to both applicants and recipients.

   If the transferred amount is LESS than the applicable SAPSNF, deny eligibility for long term care services equal to the amount transferred. The result is the dollar amount of long term care services the client is responsible for before MA eligibility for long term care services can begin.

   If the transferred amount is MORE than the applicable SAPSNF and a fractional part of a month remains after calculating a period of ineligibility, multiply the remainder (rounded to hundredths) by the applicable SAPSNF.

Truncate that result. The result is the dollar amount of long term care services the client is responsible for in the last partial month of ineligibility.

5. Add the amount determined in step 4 to the client's long term care spenddown or medical spenddown, whichever applies, for the partial month of ineligibility. This is the client's total liability for the partial month.

   Eligibility for payment of long term care services begins after that amount has been incurred by the client. If a client does not incur long term care services equal to or greater than his/her total liability, do NOT carry the penalty over to the next month.

   Open MA for all other services during a full or partial month penalty period.

GAMC:

See §0909.27.11 (Improper Transfer Ineligibility). For GAMC transfers, the SAPSNF is $3,434 effective 7-1-04 ($3,171 from 7-1-03 through 6-30-04). GAMC does not use the same SAPSNF as MA.