

House Memorial

A memorial to the Congress of the United States, urging Congress to amend Medicaid transfer of asset rules.

WHEREAS, there are limited public dollars available for Medicaid coverage, and

WHEREAS, it is important to use these limited public resources to assist those individuals who cannot afford to provide for their own nursing care needs, and

WHEREAS, those individuals who have sufficient resources should be expected to pay for their own nursing care needs, and

WHEREAS, estate planners employ numerous tactics to enable their clients to divest their wealth so that they may qualify for Medicaid long-term care benefits, and

WHEREAS, federal laws regarding transfers of assets prevent states from creating stricter rules to deter individuals from divesting their assets in order to qualify for Medicaid, NOW, THEREFORE,

Be It Resolved by the Legislature of the State of Florida:

That the Congress of the United States is requested to amend federal Medicaid laws to allow individual states to establish transfer of asset laws that are stricter than the federal laws in order to ensure that limited public resources are used to assist those individuals who cannot afford to provide for their own nursing care needs.

BE IT FURTHER RESOLVED that copies of this memorial be

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29 | dispatched to the President of the United States, to the
30 | President of the United States Senate, to the Speaker of the
31 | United States House of Representatives, and to each member of
32 | the Florida delegation to the United States Congress.