

# Senate Study Bill 1180

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
HUMAN RESOURCES BILL  
BY CHAIRPERSON RAGAN)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to the identification of the eligibility of  
2 tenants of an assisted living program for benefits through the  
3 United States department of veterans affairs.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 2102SC 83  
6 pf/nh/8

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1 1 Section 1. NEW SECTION. 231C.5A ASSESSMENT OF TENANTS ==  
1 2 PROGRAM ELIGIBILITY.  
1 3 An assisted living program receiving reimbursement through  
1 4 the medical assistance program under chapter 249A shall assist  
1 5 the department of veterans affairs in identifying, upon  
1 6 admission of a tenant, the tenant's eligibility for benefits  
1 7 through the United States department of veterans affairs. The  
1 8 assisted living program shall also assist the commission of  
1 9 veterans affairs in determining such eligibility for tenants  
1 10 residing in the program on July 1, 2009. The department of  
1 11 inspections and appeals, in cooperation with the department of  
1 12 human services, shall adopt rules to administer this section,  
1 13 including a provision that ensures that if a tenant is  
1 14 eligible for benefits through the United States department of  
1 15 veterans affairs or other third-party payor, the payor of last  
1 16 resort for reimbursement to the assisted living program is the  
1 17 medical assistance program. The rules shall also require the  
1 18 assisted living program to request information from a tenant  
1 19 or tenant's personal representative regarding the tenant's  
1 20 veteran status and to report to the department of veterans  
1 21 affairs only the names of tenants identified as potential  
1 22 veterans along with the names of their spouses and any  
1 23 dependents. Information reported by the assisted living  
1 24 program shall be verified by the department of veterans  
1 25 affairs.

### EXPLANATION

1 26 This bill requires assisted living programs that receive  
1 27 reimbursement through the medical assistance (Medicaid)  
1 28 program to assist the department of veterans affairs in  
1 29 identifying, upon admission of a tenant, and for tenants  
1 30 already residing in the assisted living program on July 1,  
1 31 2009, the tenant's eligibility for benefits through the United  
1 32 States department of veterans affairs. The department of  
1 33 inspections and appeals, in cooperation with the department of  
1 34 human services, shall adopt rules to administer the bill  
2 1 including rules to ensure that if the tenant is eligible for  
2 2 veterans benefits or other third-party payor benefits, the  
2 3 payor of last resort for reimbursement to the assisted living  
2 4 program is the Medicaid program. The rules are also to  
2 5 require the assisted living program to request information  
2 6 from a tenant or the tenant's personal representative  
2 7 regarding the tenant's veteran status and to report to the  
2 8 department of veterans affairs only the names of tenants  
2 9 identified as potential veterans along with the names of their  
2 10 spouses and any dependents. The information submitted is to  
2 11 be verified by the department of veterans affairs.  
2 12 Code section 135C.31A is a similar provision applicable to  
2 13 health care facilities.  
2 14 LSB 2102SC 83  
2 15 pf/nh/8