

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

**Resolve, To Require the Department of Health and Human Services  
To Submit a State Plan Amendment To Exempt Retirement and  
Educational Assets from Calculations for Medicaid Eligibility**

**Sec. 1 State plan amendment. Resolved:** That the Department of Health and Human Services shall prepare and submit a Medicaid state plan amendment to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services seeking to disregard under the federal Social Security Act, Section 1902(r)(2) assets held in qualifying retirement and education accounts when determining Medicaid eligibility for individuals with disabilities under 65 years of age who have dependent children living in the home.

**SUMMARY**

This resolve requires the Department of Health and Human Services to prepare and submit a state plan amendment to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services in order to make a change in Medicaid eligibility requirements for individuals with disabilities under 65 years of age who have dependent children living in the home by disregarding assets held in qualifying retirement and education accounts.