

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1081/P1dn
PJK:bjk:rs

December 23, 2008

Please note that, in its fiscal estimate for 2007 Assembly Bill 691, DHS considered “continuously eligible” under proposed s. 49.47 (4m) (a) to be subject to differing interpretations. Under the medically needy category of Medical Assistance, recipients must keep spending down their assets to be eligible. Therefore, they are technically not eligible until they “spend down” their assets again to the point of eligibility. As DHS put it, they may “cycle off and on MA.” Let me know if you would like to modify the “continuously eligible” language. In that case, I may need to consult with DHS for language that meets your intent.

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