

MISSISSIPPI DIVISION OF MEDICAID

Eligibility Policy and Procedures Manual

CHAPTER 300 - Resources

Page 3235|

303.09 ENTRANCE FEES TO A CONTINUING CARE RETIREMENT COMMUNITY (CCRC)

Continuing Care Retirement Communities (CCRC) or life care communities provide a range of living arrangements, from independent living through skilled nursing care. Some CCRC's include Medicaid certified Nursing Facilities (NF) and others do not participate in Medicaid. However, there are instances where a CCRC may not include a Medicaid NF but a CCRC resident enters a Medicaid NF either because there are no available beds in the CCRC nursing facility or the CCRC nursing facility is unable to provide the level of care needed by the resident. In any instance where a CCRC resident enters a Medicaid certified NF, either on the grounds of the CCRC or separate from the CCRC, apply the following rules regarding entrance fees to the CCRC as a potential countable resource to the applicant applying for long term care in a Medicaid NF.

Frequently, an individual or couple must pay a substantial entrance fee (or deposit) and sign detailed contracts before moving into a CCRC. The entrance fee or deposit paid to a CCRC is treated as a resource under certain circumstances for the purpose of determining Medicaid eligibility for long term care in a Medicaid NF. Contact with CCRC and/or review of the entrance contract is needed to verify the amount of the entrance fee and the terms of the entrance contract.

303.09.01 SPOUSAL IMPOVERISHMENT RULES APPLY

If only one member of a couple living in a CCRC enters a Medicaid NF, apply Spousal Impoverishment rules and allow any potential resource allocation to the Community Spouse prior to determining the entrance fee or a portion thereof to belong to the Institutionalized Spouse.

303.09.02 NON REFUNDABLE ENTRANCE FEE

If an entrance fee to a CCRC is nonrefundable, as evidenced by the contract or a statement from the CCRC, the entrance fee or deposit is not a countable resource.

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Page 3236|

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(Continued)

303.09.03 REFUNDABLE ENTRANCE FEE

If an entrance fee is refundable, count the portion of the fee that can be refunded as a resource. Count the entire amount of the entrance fee for an applicant of long term care in a nursing facility when all of the following conditions are met:

- The entrance fee or deposit can be used to pay for care under the terms of the entrance contract, either in portion or full lump-sum refunds, should other resources of the individual be insufficient. If the “potential” to get the refund or portions of the refund exists, then this condition is met.
- The entrance fee or remaining portion is refundable when the individual dies or terminates the contract and leaves the CCRC. This condition is met as long as the CCRC resident applying for Medicaid in a NF “could” receive a refund if the contract was terminated or the resident died.
- The entrance fee does not confer an ownership interest in the CCRC. Ownership would result in all or part of the entrance fee being used to purchase rather than rent a living unit in the CCRC. If the entrance fee does not indicate that the CCRC resident is “purchasing” a living unit, then this condition is met.