



A98-5-8 ISSUER OF ANNUITY - NOTICE OF OBLIGATION

DESIGNATION OF PREFERRED REMAINDER BENEFICIARY

Wisconsin Statutes, §49.47(4)(cr), require the annuity owner(s) named below to designate the Wisconsin Department of Health Services (DHS) as the **preferred remainder beneficiary*** of the annuity described below.

INSTRUCTIONS

1. Initiate the process to designate DHS as the preferred remainder beneficiary of the annuity identified below.
2. Follow the language provided on the attached Annuity Beneficiary Designation form (F-10191) to designate DHS as the remainder beneficiary.
3. Complete the **Confirmation/Status of Request** section of this notice and fax a copy of this form to the agency contact listed on page 2 of this form.
4. Complete the issuer responsibilities in Sections A and B below as they occur.

If you have questions about how to comply with this request, contact the local agency listed on page 2.

Name – Annuity Company			
Address	City	State	Zip Code
Name – Annuity Owner(s)		Contract Number	
Name – Spouse of Annuity Owner			

Preferred Remainder Beneficiary* means the individual or entity to whom benefits must first be paid under this annuity. Under state and federal law, DHS must be named as the preferred remainder beneficiary in the first position unless **a spouse not living in a medical institution, minor child, or disabled child is the designated preferred remainder beneficiary in the first position. DHS is in the next preferred position after any of the above persons.

ISSUER RESPONSIBILITIES

- A. The issuer of the annuity must notify the **local agency**, at the address listed on page 2:
 - (1) Confirm that a preferred remainder beneficiary designation has been made
 - (2) When a change occurs to the amount of income or principal being withdrawn from the annuity on or after the date the annuity owner signed the enclosed Annuity Information Disclosure form (F-10192)
 - (3) When the owner requests a beneficiary change after DHS has been named preferred remainder beneficiary; include the name of the new beneficiary
- B. The issuer of the annuity must also notify the **state agency**, at the address below, when the death benefit becomes payable, as follows:
 - (1) Request in writing that DHS provide a statement of the total amount of MA paid on behalf of the annuity owner and/or their spouse
 - (2) If the death benefit is payable to someone other than DHS, provide the name, date of birth of the individual(s) to allow DHS to verify primary beneficiary status.

DHS will respond to the request within 45 days of receipt and will confirm if payout is due to a beneficiary(s) meeting certain requirements. The issuer must subsequently pay DHS an amount equal to the lesser of the amount payable under the annuity or the total amount of Medicaid paid on behalf of the person(s).

Name and Address of Agency		DHS (Beneficiary)
		Estate Recovery Unity Department of Health Services Estate Recovery Program P.O. Box 309 Madison, WI 53701-0309
Telephone Number	Fax Number	

CONFIRMATION/STATUS OF REQUEST TO NAME DHS A BENEFICIARY OF ANNUITY

Within 30 days of the date of this notice, the annuity issuer must provide the following Confirmation/Status Reply to the worker identified above:

- DHS has been named a preferred remainder beneficiary of this annuity as required by law.
- DHS has been named the remainder beneficiary, as provided by law, after the annuity owner's spouse, who is not living in a medical institution, or after an annuity owner's minor child(ren) or disabled child(ren).
- The beneficiary change is in process; expected date of completion _____. Notice will be provided when change is completed.
- The annuity owner(s) has not returned the requested information _____(owner's name) _____ (date requested).
- No death benefit is available under this annuity
- Other (describe) _____

Name – Person Completing this form	Date	Telephone Number (Include Area Code)
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