

IMAC Summary: Long Term Care Insurance – Assignment of Benefits Form

Presented on 5/21/15

The Third Party Liability Section (TPL) in DHS is responsible for ensuring that Medicaid is the payor of last resort when members also have other insurance. Other insurance might include commercial, Medicare, Medicare Supplement or Long Term Care (LTC) insurance policies. According to Wis. Stat. § 49.89(3) - Assignment of actions, an individual applying for medical assistance under Wis. Stat. ch. 49, or § 253.05, assigns to the state department, the county department or the tribal governing body that provided the assistance the right to make a claim to recover an indemnity from a third party, including an insurer.

The TPL section has been reviewing the process to assign LTC benefits to the state. As a part of this effort, we are seeking to formalize the assignment process outlined in Section 9.2.2 in the Eligibility Handbook. The form provided at the meeting replaces the letter members need to write to their Long Term Care insurer. When workers identify a LTC policy that needs to be assigned to the State, they will provide this form to the member. The member will send a completed copy to the insurance company and to the CDPU in Janesville. Workers will be able to access this form from the electronic case file (ECF). This form contains all of the information the insurer needs to send payments to the State. Changes are expected to take place in August of 2015. A Coordinators Memo will be released in advance of the form's implementation. CARES will also be adding a section to Process Help that workers can refer to.