Protecting and Maximizing Public Benefits

Christina Lesher, JD, BSW 713-529-5900

clesher@lawlesher.com

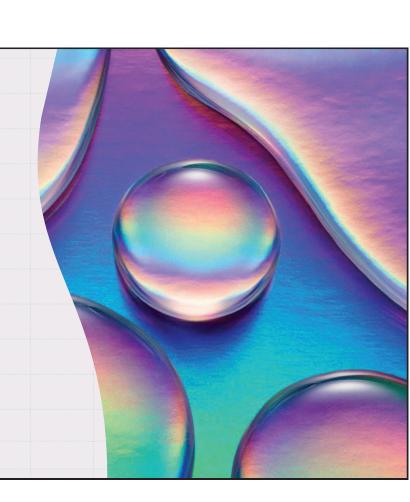
Lawlesher.com

See us on-

TikTok- lawlesher

Instagram-lawlesher

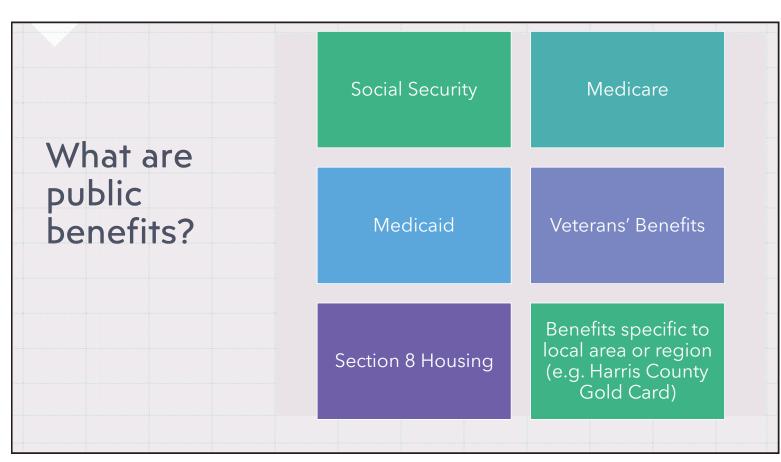
Facebook-The Law Office of Christina Lesher



1







The Recipe of Public Benefits Income test Asset test Where is client living? Where is client wait list? Medical requirement 109* different kinds of Medicaid programs

	Community Spouse - a married couple, the spouse not in the nursing home
	Institutionalized Spouse - a married couple, the spouse in the nursing home
Some terms	Look Back Period- 5-year look back period for long-term care Medicaid/ 3 years for Social Security (SSI) benefits
to know	Look Back Period and Penalty Period are not the same thing!
	Penalty Period- Medicaid penalizes (loss of Medicaid eligibility) applicants fo giving away assets (penalty period is calculated by the amount transferred divided by the transfer divisor)
	Deeming- term by Social Security to describe the process of considering another person's income or assets to be available to the applicant when applying for benefits (SSI typically)





Find the full text of this and thousands of other resources from leading experts in dozens of legal practice areas in the <u>UT Law CLE eLibrary (utcle.org/elibrary)</u>

Title search: Maximizing Public Benefits: Overview

Also available as part of the eCourse 2024 Special Needs Trusts eConference

First appeared as part of the conference materials for the 20^{th} Annual Changes and Trends Affecting Special Needs Trusts session "Maximizing Public Benefits: Overview"