



Common Benefits Termination Problems & How To Solve

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About Adriane S. Grace



- Attorney
 - 14+ years devoted to Social Security law
 - Former Attorney-Advisor to SSA Chief Administrative Appeals Judge
- Practice Areas
 - Estate Planning (Wills & Trusts & POAs, Special Needs Planning)
 - Probate & Estate Administration
 - Social Security Applications & Appeals
 - Guardianship and Counseling on Alternatives, Supports & Services, and Public Benefits

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What are we learning today?

- Administrative Law within the Social Security Administration
- Income & Resource Rules for SSI & Medicaid Eligibility
- Tools for fixing excess income & resource issues and restoring SSI eligibility



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Administrative Law

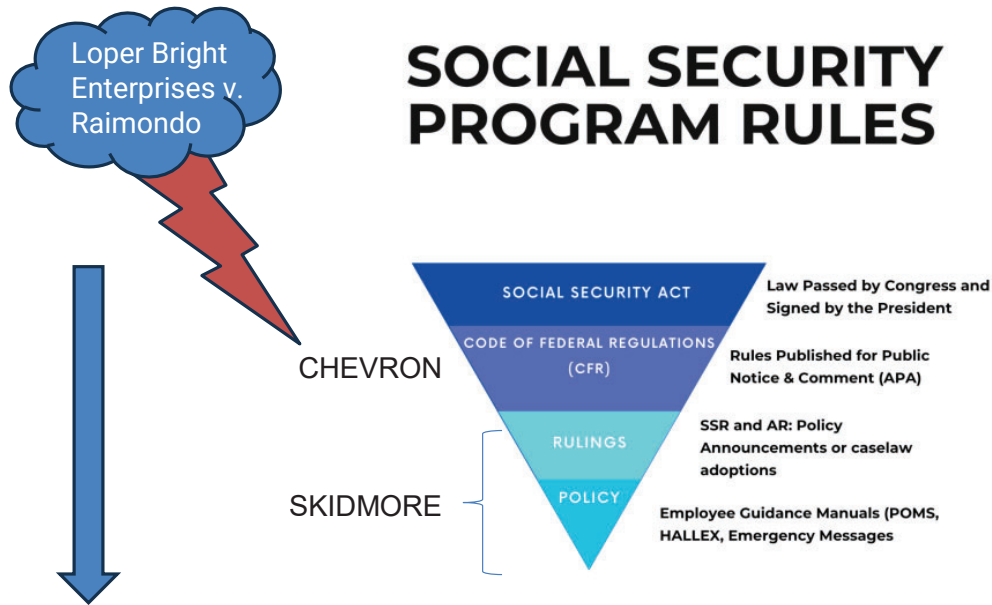


“Administrative law is not for sissies—so you should lean back, clutch the sides of your chair, and steel yourselves for a pretty dull lecture. There will be a quiz afterward.” —The Honorable Antonin Scalia, *Judicial Deference to Administrative Interpretations of Law*, 3 DUKE L. J. 511 (1989)

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Administrative Law: SSA



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Social Security Program: Title 16

- Title XVI of the Social Security Act (T16)
 - Supplemental Security Income (SSI)
 - Disabled children under the age of 18
 - Parent/Step-Parent Income & Resource Deeming Rules Apply
 - Disabled adults with limited or no work history
 - » Child support counts 100%
 - Adult citizens age 65 or older (do not have to prove disability)
 - Limited Income & Resources



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First appeared as part of the conference materials for the
20th Annual Changes and Trends Affecting Special Needs Trusts session
"Common Benefits Termination Problems"