# Paying for Long Term Care



Serving all by following One

AN AUGUSTANA | ELIM AFFILIATION

# Welcome & Introductions

# **Christine Drasher**

Dementia Consultant Marketing Director with Emerald Crest Communities

# Shelly Krueger

Regional Director of Sales and Marketing

# **Craig McDaniels**

Regional Director of Marketing – Senior Living







# **Senior Housing Options**

Independent Living Assisted Living Memory Care Enhanced Care Suites Respite Long Term Care Short Term Rehab

# www.CassiaLife.org

### Hospice

### **Grace Hospice**

Minnesota Metro (612) 238-0034

### **Guardian Angels † Elim**

Buffalo · Elk River (763) 241-0654

## Home Care

Guardian Angels † Elim

Buffalo · Cambridge Elk River · Edina (763) 241-0654

## Pharmacy Services

A & E Pharmacy 1509 10th Ave S, Ste 16 Minneapolis, MN 55404 (612) 238-8615

## **Assistive Technologies**

Cassia Learning Lab 32 Tenth Ave S, Suite 102 Hopkins, MN 55343 (952) 456-8796 (612) 554-2317 cell

## **Medical Supply**

Elim Preferred Services (763) 550-9486

## **Rehabilitation Therapies**

Centrex Rehab Minnesota, North Dakota, Colorado, Ohio (952) 495-6000

## Pro Rehab

Minnesota, Iowa, North Dakota (952) 955-2242



# www.CassiaLife.org

# Rest assured.

Call any of our communities to set up a video tour for a safe virtual visit!

www.CassiaLife.org

# ...we've got this.

**Cassia** has a variety of payment options for senior community living.

- HUD Section 8
- Elderly Waiver (EW)
- Group Residential Housing (GRH)
- Medicaid (MA MN specific)
- Private Pay

\*Contact your **Cassia** community of choice to discuss service fees and payment options



Cassia locations & contacts are listed at end of this presentation

## PART I: Estate Planning, Getting Your Legal House in Order

http://augustanacare.org/get-know-us/blog/video-series-life-care-planning-education/

This session will focus on the basics of estate planning including wills, trusts, powers of attorney and health Care directives, beneficiary designations and transfer on death provisions. Specific examples will be used to illustrate how to ensure you have a plan that will work!

## PART III: Veteran Benefits for Long Term Care August 5<sup>th</sup> 10 am – 11:30 am

This session will cover medical benefits and long term care benefits for those who served and their surviving spouses. Even one day of service matters and may open the door to a host of benefits that can assist in your long term care plan! Topics include serviceconnected disabilities, access to the VA medical center, home and community services through the VA, pensions for assisted living and memory care and eligibility for the MN Veterans' Homes.

Registration is requested to participate in any of the Life Care Planning Sessions. Please visit www.augustanacare.org/zoom-rsvp to register.After completing registration a confirmation

email will be sent with instructions and link to sessions.







# Speaker Intro – Mary Frances Price Long, Reher, Hanson & Price PA

Mary Frances Price is a shareholder at Long, Reher, Hanson & Price PA. She is a graduate of Mitchell Hamline College of Law and received her undergraduate degree from Purdue University in West Lafayette, Indiana. Mary Frances has been licensed to practice law since 2005 and has counseled and advised hundreds of clients on their estate and elder care plans. Mary Frances focuses her practice on serving individuals and families who are establishing an estate plan, revising an existing estate plan or dealing with the legal, medical and financial impacts of aging, chronic illness and disability. She has been accredited to practice before the Department of Veterans Affairs since 2008. Since that time, she has counseled and advised veterans and their families on accessing state and federal VA benefits. She is the author of the chapter on Veterans Benefits for the Elder Law Handbook published by Minnesota Continuing Legal Education since 2012. Accordingly, her peers have recognized her as a leader in planning for veteran's benefits.



# PAYING FOR LONG TERM CARE: MEDICARE, MEDICAID, PRIVATE PAY AND LONG TERM CARE INS.

PRESENTED BY MARY FRANCES PRICE, VA ACCREDITED ELDER LAW ATTORNEY LONG | REHER | HANSON | PRICE, P.A. WWW.MNELDERLAW.COM

## WHAT IS LONG TERM CARE?

- Long-term care is a range of services and supports you may need to meet your <u>personal</u> <u>care</u> needs. Most long-term care is not medical care, but rather assistance with the basic personal tasks of everyday life, sometimes called <u>Activities of Daily Living (ADLs)</u>, such as:
  - Bathing
  - Dressing
  - Using the toilet
  - Transferring (to or from bed or chair)
  - Caring for <u>incontinence</u>
  - Eating
    - Source: https://longtermcare.acl.gov/the-basics/what-is-long-term-care.html

## HOW DO PEOPLE PAY FOR LONG TERM CARE:

- Medicare/Medicare Supplement
- Private Pay
- Long Term Care Insurance
- Veterans Benefits (To be discussed August 5, 2020 at 10 AM)
- Medicaid (known as Medical Assistance or "MA" in Minnesota)

## **MEDICARE**

- Most pay \$144.60/mo. Premium (for income under \$87,000 single or \$174,000 joint)
- Limited coverage for LTC services following a qualifying hospital stay
- Days I-20 full coverage
- Days 21-100 \$176.00/day co-pay or coinsurance



# MEDICARE SUPPLEMENTAL INSURANCE

- Only pays when the service is covered by Medicare
- Reimbursement is highly regulated
- Days 21-100 most plans will pay the \$170.50/day

# LEGAL BASIS FOR MEDICAID

# Federal Law

- 42 U.S.C. §1396 et seq.
- First enacted in 1965 as an amendment to the Social Security Act of 1935

State Law

- MINNESOTA STATUTES, CHAPTER
  256B. MEDICAL ASSISTANCE FOR
  NEEDY PERSONS
- Minnesota Health Care Programs Manual: http://hcopub.dhs.state.mn.us/epm/#t=i ndex\_1.htm

## WHO PAYS FOR MEDICAID AND WHO ADMINISTERS IT?

- State and Federal Governments pay for Medicaid
- Each Individual State Administers the programs
  - Eligibility criteria may differ state to state
  - Waivers differ state to state

## PROGRAMS ARE SEPARATED BY AGE OF APPLICANT

# Under 65 Programs:

- CADI
- MA-EPD
- DD
- TBI

# • Over 65 Programs:

- MA-EW
- AC
- MA-EPD
- MA-LTC

## PROGRAMS ARE ALSO SEPARATED BY WHERE THE PERSON IS LIVING

## In the "Community"

- Community can mean house, condo, apartment, assisted living, memory care, group housing, co-ops and other non nursing home/hospital settings
- Licensed as "Housing with Services Establishment" or HWS. Must be registered with DHS.
- Separate Contract for Housing (Rental Agreement) and Services (Services Agreement)
- Waiver Programs reimburse for services (not rent)

- Skilled Nursing Facility/Long Term Care Facility
  - Nursing Homes and other Long Term Care Facilities/Hospitals
  - Well developed body of Federal Law
  - Most expensive delivery of care
  - Rent and Services integrated into one per day rate based on Case Mix Classification

# MA-EW ELIGIBILITY

## **Single Person**

- Clinical Need
  - Determined by Assessment (MN Choices) administered through the county of residence
  - Screening valid for 60 days
- Financial Criteria
  - \$3,000 or less in available assets
  - Need for services exceed income

## Married Person

- Clinical Need (same as single person)
- Financial Criteria
  - Applicant: \$3,000 in available assets
  - Well-spouse: \$128,640 in available assets (January 2020)
  - Exempt Assets

## MA-EW CONTINUED

- Must make sure the facility will accept EW. Eligibility does not guarantee acceptance!
- EW reimburses for services.
- May also need to apply for Housing Supports (f.k.a GRH) to seek assistance with room and board if income is insufficient

# MA-LTC ELIGIBILITY

## Single Person

- Clinical Need by physician order
- Financial Criteria
  - \$3,000 or less in available assets

## Married Person

- Clinical Need by physician order
- Financial Criteria
  - Applicant: \$3,000 in available assets
  - Well-spouse: \$126,420 in available assets (January 2019)
  - Exempt Assets

## AVAILABLE ASSETS

- Anything that is not exempt including:
  - Checking, Savings, CDs, Bonds
  - Brokerage and Investment Accounts
  - All retirement accounts including 401(k), IRAs, SEP, Annuities...
  - Seasonal Properties
  - RV, Snowmobiles, Boats, More than I car
  - Life Insurance with Cash Surrender Value



- House with equity up to \$585,000 (for EW applicant must be living in the home. For LTC applicant must be able to return to the home within 6 months for exemption or must make reasonable efforts to sell within 6 months)
- One Car
- Prepaid Burial Plan
- Personal Property (Clothing, Jewelry, Personal Effects)
- Medicaid Qualifying Annuities
- Property in a Special Needs Trust

## **UNAVAILABLE ASSETS**

- Expected inheritance or property tied up in a probate
- Co-interest in real property (jointly held real estate or contracts for deed where other owner refuses to sell)
- Property in a pending legal action

## EXCEPTIONS

- 2 year Caregiver
- Disabled Child
- Sibling Co-owner
- Transfer to a spouse living in the house, child under age 21, or disabled child of any age
- Undue Hardship

# GIFTS/TRANSFERS/GIVING SOMETHING AWAY FOR LESS THAT WHAT IT'S WORTH

- 5 year look back on gifts
- Assessed at the time of application
- I month penalty for every \$8,086 gifted/given/transferred
  - Example: Nursing home resident gives \$50,000 to a child and applies for MA  $\rightarrow$  Penalty = 6.18 months

## EXAMPLE I-SKILLED NURSING CARE

- Husband and Wife have:
  - House worth \$400,000
  - Cash and Investments of \$250,000
  - Life Insurance with cash value \$50,000
  - Income = Wife \$1000, Husband \$2500
  - Husband needs nursing care

## EXAMPLE I

## Assets

- Husband keeps \$3,000
- Wife keeps \$128,640
- Wife keeps house
- Spend down is available assets of \$300,000 exempt assets \$131,640 = \$168,360
- Income
  - Husband keeps \$104 plus amount to cover Medicare Supplement
  - Wife keeps all of her income plus she will get income from husband somewhere between \$1,031 and \$2,090 in addition to her \$1,000 per month.

## EXAMPLE I- SPEND DOWN OPTIONS

## Spend down options:

- Pay for care
- Improvements to house
- Upgrade vehicle
- Prepay funerals
- Annuity for Wife
- Gifts? Generally No!

## **EXAMPLE 2-ASSISTED LIVING**

- Husband and Wife have:
  - House worth \$400,000
  - Cash and Investments of \$250,000
  - Life Insurance with cash value \$50,000
  - Income = Wife \$1000, Husband \$2500
  - Husband needs assisted living

## **EXAMPLE 2**

## Assets

- Husband keeps \$3,000
- Wife keeps \$128,640
- Wife keeps house
- Spend down is available assets of \$300,000 exempt assets \$131,640 = \$168,360
- Income
  - Husband keeps \$104 plus amount to cover Medicare Supplement
  - Wife keeps all of her income plus she will get income from husband somewhere between \$1,031 and \$2,090 in addition to her \$1,000 per month BUT WIFE MUST ALSO PAY \$904 FOR ROOM AND BOARD FOR HUSBAND!

## EXAMPLE 3-SKILLED NURSING CARE

- Husband and Wife have:
  - House worth \$400,000
  - Cash and Investments of \$70,000
  - Life Insurance with cash value \$50,000
  - Income = Wife \$1000, Husband \$2500
  - Husband needs nursing care

## EXAMPLE 3-SKILLED NURSING CARE

- No spend down because assets are below \$131,640
- Best practice
  - Remove husband from title of house (usually but legal advice recommended)
  - Wife may consider updating her Will and beneficiary designations

## LONG-TERM CARE INSURANCE

- Privately sold may cover extended nursing home and/or home health care
- The Minnesota Department of Commerce keeps current information companies that may sell policies in Minnesota
- Have a full copy of your policy
- Know what your policy does/does not cover

## LONG-TERM CARE INSURANCE

- Elimination Period
- Inflation Rider
- Facility Coverage



- Medical Assistance is complicated!
- The laws are continually changing and evolving.
- Every situation is different and basic advice may cause financial and legal harm.

## THANK YOU AND QUESTIONS

- Mary Frances M. Price, VA Accredited Elder Law Attorney from Long | Reher | Hanson | Price, P.A.
- www.mnelderlaw.com
- Elder Law, Special Needs, VA Benefits and Estate Planning
- 5881 Cedar Lake Rd., St. Louis Park, MN 55416
- 952-929-0622 (ph)

Handouts and CEU certificates will be emailed within 48 hours (If you do not receive please email Christine.Drasher@cassialife.org)

minnesota metro	Independent Living	Assisted Living	Care Suites	Memory Care	Long-Term Care	Short-Term Rehab	Adult Day Services	Hospice & Home Care	Respite Care	Children's Day Care	Spiritual Care	minnesota metro	Independent Living	Assisted Living	Care Suites	Memory Care	Long-Term Care	Short-Term Rehab	Adult Day Services	Hospice & Home Care	Respite Care	Children's Day Care	Spiritual Care	
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Many of our communities care for those with men within our traditional long-term care settings.	tory los	s				6			ANA/ILL		

### greater minnesota

### Buffalo, MN

Lake Ridge Senior Living: Lake Ridge Assisted Living 310 Lake Blvd S Buffalo, MN 55313 (7.63) 404-4604

Lake Ridge Care Center 310 Jake Blud S Buffalo, MN 55313 (763) 404-4600

Lakeside Oasis 310 Lake Blvd S Buffalo, MN 55313 (763) 404-4608

Park View Senior Living: Park View Adult Day Center 613 Montrose Blvd Buffalo, MN 55313 (763) 684-0803

Park Terrace Assisted Living | Memory Care 613 Montrose Blvd Buffalo, MN 55313 (763) 951-7859

Park View Care Center 200 Park Lane Buffalo, MN 55313 (7.63) 682-1131

### Dassel, MN

Lakeside Apartments 441 William Ave E Dassel, MN 55325 (320) 275-1080

Lakeside Health Care Center 439 William Ave E Dassel, MN 55325 (320) 275-3308

### Fergus Falls, MN

Augustana Apartments of Fergus Falls Cardinal Homes 308 S Mill Street Fergus Falls, MN 56537 (218) 739-9506

### Milaca, MN Country Meadows

Eagle, CO of Milaca Castle Peak Senior Life 740 2nd Street SE & Rehabilitation Milaca, MN 56353 (320) 983-6386 Eagle, CO 81631 (970) 989-2500 Milaca Elim Care & Rehab 730 2nd Street SE Evergreen, CO Milaca, MN 56353 Elk Run Assisted Living (320) 983-2185 31383 Frost Way Evergreen, CO 80439

colorado

(303) 679-8777

florida

Oxford, FL

Trinity Springs

12120 Co Road 103

Oxford, FL 34484

Cedar Rapids, IA

(319) 382-5080

Apartments

Des Moines, IA

Valley View Village:

Cottage and Manor

Valley View Village

Health Center

(515) 265-2571

Newton Village

Independent Living |

Care | Skilled Care

110 N 5th Ave W

Newton, IA 50208

north dakota

(641) 792-0115

Bismarck, ND

Assisted Living

(701) 401-5770

3330 Nebraska Drive

Bismarck, ND 58503

Prairie Pointe

Assisted Living | Memory

Newton, IA

2571 Guthrie Ave

Village Assisted Living

Des Moines, IA 50317

(352) 633-4030

### Montevideo, MN

Brookside Senior Living 804 Benson Road Montevideo, MN 56265 (320) 269-6506

### Moose Lake, MN

Kenwood Place 4560 County Hwy 61 Moose Lake, MN 55767 (218) 351-9415 Öakview Assisted Living

300 Talbot Dr Moose Lake, MN 55767 (218) 485-8779 Monse Lake Health & Rehabilitation 710 S Kenwood Ave

Moose Lake, MN 55767 (218) 351-9400

### Princeton, MN Elim Oasis Adult

Day Center 112 N 7th Ave Princeton, MN 55371 (763) 631-1150 Caley House

104 S 8th Ave Princeton, MN 55371 (763) 389-0424 Elim Care & Rehab Center

701 First Street Princeton, MN 55371 (763) 389-1171

### Rochester, MN

River Bend Senior Living Baptist Health Care Center 30 Silver Lake Place NW 3400 Nebraska Drive Rochester, MN 55901 Bismarck, ND 58503 (507) 282-1550 (701) 223-3040

### Fargo, ND

Pioneer House 3540 University Drive S Fargo, ND 58104 (701) 271-1862 195 Freestone Road X5980 Flim Rehab & Care Center 3534 University Drive S Fargo, ND 58104 (701) 271-1800 Elim Children's Center 3534 University Drive S Fargo, ND 58104 (701) 271-1810

> services Hospice Grace Hospice Minnesota Metro (612) 238-0034 Guardian Angels † Elim

Buffalo Elk River Stoney Point Meadows (763) 241-0654 1900 Stoney Point Road SW Cedar Rapids, IA 52404 Home Care Guardian Angels † Elim Buffalo · Cambridge Elk River - Edina (763) 241-0654

> **Pharmacy Services** A & E Pharmacy 1509 10th Ave 5, Ste 16 Minneapolis, MN 55404

(612) 238-8615

Assistive Technologies

Cassia Learning Lab 32 Tenth Ave 5, Suite 102 Hopkins, MN 55343 (952) 456-8796 (612) 554-2317 cell

> Medical Supply Elim Preferred Services (763) 550-9486

### **Rehabilitation Therapies**

Centrex Rehab Minnesota, North Dakota, Colorado, Ohio (952) 495-6000

Pro Rehab Minnesota, Iowa, North Dakota (952) 955-2242

### minnesota metro

Chapel View Senior Living Apple Valley, MN Apple Valley Villa Hookins, MN 55343 14610 Garrett Ave (952) 938-2456 Apple Valley, MN 55124 (952) 236-2600 Open Circle of Apple Valley Hopkins, MN 55343 14610 Garrett Ave (952) 938-2761 Apple Valley, MN 55124 (952) 236-2524 34 10th Ave S Apple Valley Health & Hopkins, MN 55343 Rehabilitation (952) 935-8143 14650 Garrett Ave Apple Valley, MN 55124 (952) 236-2000

Burnsville, MN

(952) 908-2215

(952) 898-1910

Elim Shores

(952) 934-3005

Hastings, MN

(651) 480-6300

Rehabilitation

(651) 437-6176

930 W 16th Street

Repent at Burnsville

14500 Regent Lane

Bumsville, MN 55306

Eden Prairie, MN 55347

### Maple Plain, MN

Hopkins, MN

Bryant House Emerald Crest Burnsville 451 E Travelers Trail (763) 479-3655 Burnsville, MN 55337 Haven Homes

(763) 479-1993

#### Medina, MN

Coming Soon

Eden Prairie, MN 7900 Timber Lake Drive (7.63) 296-2020

## (612) 238-5555

Hastings, MN 55033

Pond's Edge 605 Minnetonka Mills Road 350 Van White Memorial Blvd Minneapolis, MN 55405 Chapel View Care Center (612) 759-3592 615 Minnetonka Mills Road Open Cirde of Heritage Park 10154th Ave N Minneapolis, MN 55405 Open Circle of Hopkins (612) 843-4940 Thomas T. Feeney Manor 901 N 4th Ave Minneapolis, MN 55411 (612) 843-4923

Heritage Park:

Heritage Commons at

Minneapolis, MN 55407

Signe Burckhardt Manor

Minneapolis, MN 55404

Minneapolis, MN 55408

Minneapolis, MN 55408

Emerald Crest Minnetonka

13401 Lake Street Extension

Minnetonka, MN 55305

Redeemer Health &

625 W 31st Street

Minnetonka, MN

(612) 827-2555

(952) 908-2215

(612) 721-1386

25331st Ave S

(612) 821-2191

Grandma's House

Children's Center

625 W 31st Street

(612) 455-4113

Rehab Center

#### St. Paul's Home Apartments 273515th Ave S

5515 Bryant Street Maple Plain, MN 55359

1520 Wyman Ave Maple Plain, MN 55359

Okalee of Medina 102 Okalee Lane Medina, MN 55340

### Minneapolis, MN

Park Ridge Senior Living 901 W 16th Street Hastings, MN 55033 Hastings Health &

> Center 1007 E 14th Street

Augustana Apartments 151011th Ave S Minneapolis, MN 55404 Augustana Health Care

New Prague, MN Praha Village 1100 1st Street SE

Plymouth, MN

Cornerstone Assisted Living | Memory Care 3750 Lawndale Lane N Plymouth, MN 55446 (763) 550-0333

Parks' Place 18040 Medina Road Plymouth MN 55446 (763) 710-8484 Coming Soon

### Richfield, MN

The Pines 400 W 67 th Street Richfield, MN 55423 (612) 861-3331

### Rosemount, MN

The Rosemount 14344 Came o Ave Rosemount, MN 55068 (651) 322-4222

### Saint Paul, MN

New Harmony Care & Rehab Center 135 Geranium Ave E St. Paul, MN 55117 (651) 488-6658

### Shakopee, MN

Emerald Crest Shakopee 1855 10th Ave W Shakopee, MN 55379 (952) 908-2215

### Victoria, MN

Emerald Crest Victoria 8150 Bavaria Road Victoria MN 55386 (952) 908-2215



Serving all by following One

7171 Ohms Lane, Edina, Minnesota 55439 | 612-238-5101 | communication@CassiaLife.org | CassiaLife.org

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