

January 21, 2015

Senator Les Seiler, Chair  
Judiciary Committee  
P.O. Box 94604  
Lincoln, NE 68509-4604

RE: LB 72

Dear Senator Seiler and members of the Judiciary Committee:

The Division of Medicaid and Long Term Care within the Department of Health and Human Services (DHHS) has reviewed LB 72. Pursuant to the revisions outlined in Neb. Rev. Stat. 68-919, this bill not only affords additional protection to the Medicaid program to recoup funds for medical assistance on the death of a Medicaid recipient, but also the opportunity for increased monies through Estate Recovery.

DHHS Legal does recommend the following changes to the Bill:

- Page 8 at line 27 - transfer is immediately upon acquisition subject to a lien in favor of the State...
- Page 8 at Line 29 - extent necessary to secure payment in full of any such claim remaining unpaid
- Page 9 at Line 13 - transferor's probate estate less any consideration paid to the transferor at the

Thank you for the opportunity to support this bill.

Sincerely,



Joseph M. Acierno, MD, JD  
Acting Chief Executive Officer  
Chief Medical Officer

cc. Senator Schumacher