



HOUSE BILL No. 5246

October 12, 1995, Introduced by Reps. Olshove, Weeks, Brewer, McBryde, Yokich, Price, Martinez, Hanley, DeHart, Baird, Pitoniak, Freeman, Anthony, Baade, LaForge, Willard and DeMars and referred to the Committee on Human Services.

A bill to amend Act No. 280 of the Public Acts of 1939, entitled as amended "The social welfare act," as amended, being sections 400.1 to 400.119b of the Michigan Compiled Laws, by adding section 110a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 280 of the Public Acts of 1939, as
2 amended, being sections 400.1 to 400.119b of the Michigan
3 Compiled Laws, is amended by adding section 110a to read as
4 follows:

5 SEC. 110A. (1) THE AMOUNT OF MEDICAL ASSISTANCE PAID ON
6 BEHALF OF A RECIPIENT IS NOT A CLAIM AGAINST EITHER OF THE
7 FOLLOWING:

8 (A) THE ESTATE OF THE RECIPIENT FOLLOWING THE DEATH OF THAT
9 RECIPIENT.

1 (B) THE ESTATE OF A DECEASED SPOUSE WHO SURVIVED THE
2 RECIPIENT.

3 (2) THE STATE SHALL NOT IMPOSE A LIEN AGAINST REAL PROPERTY
4 OF A RECIPIENT BEFORE OR AFTER HIS OR HER DEATH TO SECURE AMOUNTS
5 PROPERLY PAID FOR MEDICAL ASSISTANCE ON BEHALF OF THAT
6 RECIPIENT.

7 (3) AS USED IN THIS SECTION, "RECIPIENT" MEANS A PERSON WHO
8 RECEIVES MEDICAL ASSISTANCE UNDER THIS ACT.