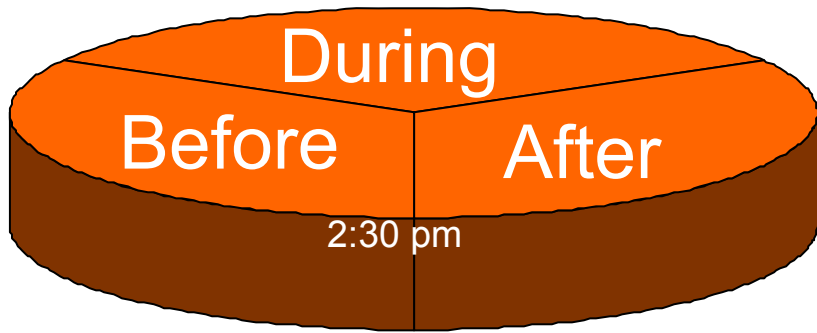


Estate Planning:



A Nursing Home Admission

Tuesday, April 13, 2010
East Longmeadow Skilled Nursing Center



Presented by The Law Office of John L. Roberts



(413) 567- 5600

MassHealthHELP.com

EstatePlansPLUS.com

Before: Get Authority for the Admission

Health Care Proxy

Or,
if not possible
then

Guardianship

UPC M.G.L. 190B § 5-309

Powers, Duties, rights and immunities of guardians, limitations

(g) No guardian shall have the authority to admit an incapacitated person to a nursing facility except upon a specific finding by the court that such admission is in the incapacitated person's best interest.



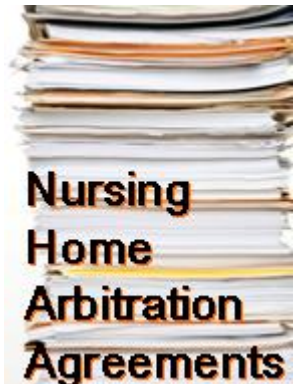
Psychotropic Medication Needed? *Rogers Order* from Probate Court

Power of Attorney

Conservatorship

During: Understand the Admission Process

If you have assets, DO NOT rely on the Nursing Home to fill out your Medicaid Application.



Some Resident's Rights Under Federal Law:

- choose a personal attending physician (so residents may choose a doctor other than the medical director of the nursing home)
- be fully informed in advance about care and treatment and changes in care or treatment
- participate in planning care and treatment, or changes in care
- be free from seclusion, physical or chemical restraints not required to treat the resident's medical symptoms
- reside and receive services with reasonable accommodation
- participate in social, religious, and community activities
- receive notice before the room or roommate is changed

Information that is part of the admissions process: Resident's personal and insurance information

Acknowledgment of the payment sources the facility will accept.

Conditions for collections of non-payment

Room rates and what they include

Bed holding policy and associated charges

Nursing services and therapies, equipment, pharmacy items, physician services, laundry, beautician or barber

Telephone, cable, sitters and private nurses, and transportation services such as ambulances.

Contracts may include a summary of services and expenses Medicare and Medicaid will and will not cover.

Contracts often state the advance payment policy and requirements for private pay residents, co-payments, or services not provided by Medicare or insurance.

The refund policy for private pay residents should be listed.

You may be asked for authorization for the facility to take the resident's picture.

You should find out if the resident's current doctor is willing to visit the resident at the nursing home on a regular basis. If the doctor will not visit the nursing home, the resident's legal representative will need to choose another doctor from the nursing home staff list.

After: Make Sure You Have All Sources of Payment:

