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Elder Law Practice in Tennessee

Publication 60977 Release 4

May 2007

HIGHLIGHTS

This new release includes:

- New chapter covering Special Needs Trusts
- New sections on Veteran's benefits & Railroad Retirement benefits
- Revised information on Medicare Hospice coverage
- Revised coverage of Medicaid recovery procedures

Updated in this release:

- Public benefits figures updated for 2007
- Revisions to forms and citations to reflect recent changes in the law

New Chapter: Chapter 14—SPECIAL NEEDS TRUSTS. This comprehensive chapter looks at the history of Special Needs Trusts, identifies the relevant state and federal statutes, details the steps involved in setting up a trust, and explains allowable expenses and practical considerations for the practitioner. It provides a detailed sample d4a trust, and compares the

effects of different trusts and distribution methods on SSI and Medicaid eligibility, with sample scenarios.

Chapter 3—RETIREMENT AND DISABILITY INCOME AND BENEFITS. Chapter 3, formerly titled SOCIAL SECURITY, has been renamed to reflect its coverage of other public retirement and disability benefits. The chapter has been updated with overviews of Veteran's benefits and Railroad Retirement benefits. It also contains information on Qualified Retirement Plans and the Tennessee Consolidated Retirement System.

Chapter 4—MEDICARE. § 4.04 now includes a list of required *core services* that Hospice providers must offer in order to participate in the Medicare hospice program.

Chapter 5—MEDICAID. In this release, Chapter 5 includes expanded coverage of the Deficit Reduction Act of 2005 and estate recovery procedures and case law relating to recipients of TennCare Medicaid benefits.

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VOLUME 1

Revision

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Tab Card

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Tab Card

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