

WRIGHT ABSHIRE  
ATTORNEYS  
A PROFESSIONAL CORPORATION

## CONTINUING EDUCATION PRESENTATIONS

Learn important, up-to-date legal information about various elder law and disability topics from an attorney certified in elder law. We offer CNE credit for registered nurses and CEU credit for licensed social workers.

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### **Changes to Medicaid Under the Deficit Reduction Act of 2005**

Major changes have been made in Congress which affect homesteads, look-back periods and transfers for those persons who have or will be applying for Medicaid.

### **Estate Planning and Why it Pays a Person to Plan in Advance**

Development of wills, trusts, powers of attorney and advance directives.

### **Medicaid Estate Recovery in Texas and Saving the Family Homestead**

This presentation explains how the new law originated and evolved into its final interpretation. It provides information about who is affected, what type of assets is subject to recovery, and strategies for protecting assets.

### **Special Needs Trusts: Protecting Public Benefits for Persons with Disabilities**

This presentation explains how a person who is disabled or the parent of a child who is disabled may prevent the loss of public benefits like SSI, Medicare and Medicaid when the person who is disabled receives a large sum of money, such as an inheritance or a personal injury award.

### **Medicaid Planning: Preserving Life Savings When Long-Term Care Becomes Necessary**

This presentation explains how assets and income can be preserved in the event that nursing home care becomes necessary. It includes a discussion of the Miller trust and the Medicaid Estate Recovery Program.

### **Guardianships & How They May Be Avoided**

This presentation provides an overview of guardianship law in Texas and explains how a guardianship may be avoided by preparing in advance for possible incapacity through the use of advance directives.

### **Ethical Issues to Consider When Giving Advice Regarding Medicaid, Advance Directives and Misrepresentations Made By Nursing Facilities**

This presentation provides an overview of basic Medicaid rules, concepts of Medicaid planning and related ethical considerations, clarifies federal laws regulating healthcare providers when giving advice about advance directives, and gives examples of ethical issues concerning nursing home care.

### **Sole-Benefit Trusts**

This presentation focuses on sole-benefit trusts as provided for in OBRA 1993. Discussions include the uses and advantages of such trusts, the various types of sole-benefit trusts, federal requirements for such trusts, sample case situations, and the relationship of sole-benefit trusts to Medicaid estate recovery. Also included are discussions as to whether and under what conditions a sole-benefit trust for the community spouse may still be considered to be a countable asset to the couple.

### **Ten Case Scenarios in Which Medicaid Planning Would be Beneficial**

This presentation presents ten case scenarios in which Medicaid planning would substantially help the client and family when faced with long term care issues.

### **How an Elder Law Attorney Can Help a Person Who is in Hospice**

This presentation will focus on the positive legal actions a family can take when their loved one is in hospice care. Estate planning concepts for older persons as well as potential funding sources for children in hospice care will be reviewed.

### **The Miller Trust**

This presentation will explain what the Miller Trust does, where it came from, how it works in relationship to a Medicaid nursing home application for benefits and who needs one. The presentation will clear up misconceptions about this income trust, which is also known as a QIT (Qualified Income Trust).

### **Medicaid Spousal Impoverishment Cases**

This presentation will trace the history of spousal impoverishment cases in Texas and explain the continued use of these arrangements for some couples where one of the spouses needs to enter the nursing home and apply for Medicaid benefits while the spouse lives at home and seeks to keep from becoming impoverished.

### **But Can't I Give Away \$10,000 Per Year and Still Get on Medicaid?**

This presentation will explain how the person who believes this is the guiding rule when considering transferring assets and then becoming Medicaid eligible is not the correct way in which the person should be analyzing the potential Medicaid case.