

Policy Clarifications - Medicaid - All PMA15796350

Submitted: 05/23/11

Agency: CAOs

Citations:

Subject: Treatment of Income from Participating in Clinical Trials for Rare Diseases and Conditions

How is income obtained from participating in clinical trials for rare diseases and conditions treated for determining eligibility for TANF-Related MA, SSI-Related MA, Long-Term Care and Home and Community Based Services?

Response By: Division of Health Services

Date:05/24/11

There are many challenges in enrolling qualified participants in research studies for rare diseases and conditions as these conditions affect fewer than 200,000 individuals. In order to encourage individuals to participate in research studies, the sponsors of the study may provide payments for their participation.

Congress has taken steps to minimize the possibility of Medical Assistance recipients losing their eligibility due to these payments. Public Law 111-255 was enacted October 5, 2010. Public Law 111-255, Section 3 states that income received by an individual age 19 or older from participation in a clinical trial involving research and testing of treatments for a rare disease or condition is excluded as follows:

- Exclusion applies only to the first \$2,000 received in each calendar year.
- This exclusion is for TANF-Related MA, SSI-Related MA, LTC and Home and Community Based Services.
- This exclusion applies also to the non-applicant spouse/parent of an applicant.
- This exclusion applies to the treatment of resources for SSI-Related MA, LTC and Home and Community Based Services.
- This exclusion will end on October 4, 2015.

If a payment is received by a TANF cash recipient, contact the Policy Clarification Unit at 717-772-6500 for specific instructions.