

**DEPARTMENT OF HEALTH AND HUMAN SERVICES
OFFICE OF DIRECTOR**

ACTION REFERRAL

TO <i>Hutto</i>	DATE <i>8-5-13</i>
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DIRECTOR'S USE ONLY	ACTION REQUESTED
1. LOG NUMBER <i>000060</i>	<input type="checkbox"/> Prepare reply for the Director's signature DATE DUE _____
2. DATE SIGNED BY DIRECTOR <i>cc: Lynch</i> <i>Cleared 8/15/13, letter attached</i>	<input checked="" type="checkbox"/> Prepare reply for appropriate signature DATE DUE <i>8-15-13</i>
	<input type="checkbox"/> FOIA DATE DUE _____
	<input type="checkbox"/> Necessary Action

APPROVALS (Only when prepared for director's signature)	APPROVE	* DISAPPROVE (Note reason for disapproval and return to preparer.)	COMMENT
1.			
2.			
3.			
4.			

Congress of the United States
House of Representatives

JOE WILSON
2ND DISTRICT, SOUTH CAROLINA
ASSISTANT MAJORITY WHIP
COMMITTEES:
ARMED SERVICES
CHAIRMAN, PERSONNEL SUBCOMMITTEE
FOREIGN AFFAIRS
EDUCATION AND THE WORKFORCE
HOUSE REPUBLICAN POLICY

COUNTIES:
AIKEN
BARNWELL
LEXINGTON
ORANGEBURG*
RICHLAND*
(*PARTS OF)

RECEIVED

AUG 02 2013

Department of Health & Human Services
OFFICE OF THE DIRECTOR

July 31, 2013

Ms. Jennifer Lynch
Constituent Services
S.C. Department of Health and Human Services
P.O. Box 8206
Columbia, SC 29202-8206

Re: Estate of Carrie B. Sharpe
249-28-2114

Dear Ms. Lynch,

I am writing to you on behalf of a constituent who has contacted me regarding an issue involving the South Carolina Department of Health and Human Services. A copy of the correspondence is enclosed for your convenience.

Your kind assistance would be greatly appreciated. Please respond to Ms. Laura Howell at our Midlands District Office at 1700 Sunset Blvd., Suite 1, West Columbia, South Carolina 29169, or laura.howell@mail.house.gov. The phone number is 803-939-0041. The fax number is 803-939-0078.

It is an honor to represent the people of the Second Congressional District of South Carolina, and I value your input. If I may ever be of assistance to you, please do not hesitate to contact me.

Very truly yours,



JOE WILSON
Member of Congress

JW/lh

MIDLANDS OFFICE:
1700 SUNSET BLVD. (US 378), SUITE 1
WEST COLUMBIA, SC 29169
(803) 939-0041
FAX: (803) 939-0078

2229 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-4002
(202) 225-2452
FAX: (202) 225-2455
www.joewilson.house.gov

AIKEN OFFICE:
828 RICHLAND AVENUE WEST
SUITE 300
AIKEN, SC 29801
(803) 642-6416
FAX: (803) 642-6418



CONGRESSMAN JOE WILSON

Second District of South Carolina

Privacy Release

Consent for Release of Personal Records by Executive Agencies

To Whom It May Concern:

I have sought assistance from the Office of Congressman Joe Wilson on a matter that may require the release of information maintained by your agency, and which may be prohibited from dissemination under the Privacy Act of 1974. I hereby authorize you to release all relevant portions of my records or to discuss information involved in this case with Congressman Wilson or any authorized member of his staff until the matter is resolved.

Name of Agency: SCDHHS, case# 2012-ES3200325

state of CARRIE B. SHARPE

11-13-21
Date of Birth

Name (please print)

1721 Whetstone Rd.

Swansea 29160

Address

City

Zip

249-28-2114

padgett@midlands tech.edu

Social Security Number

E-mail Address

Telephone Number - Home

803-422-9464 (Naomi Padgett)

Naomi Padgett - Personal Representative

Telephone Number - Cell

Signature

7-29-13

Today's Date

Please briefly explain your concern (use the back if necessary): We owe SCDHHS

\$ 25,329.49 which I think is outrageous! Our mother had to go to a nursing center for the last 6 months of her life. She was 90 when she passed away. Prior to going to the nursing center, she lived in her home and for

Congressman Joe Wilson (SC-02)
1700 Sunset Boulevard, Suite 1 | West Columbia, SC 29169
Phone: (803) 939-0041 | Fax: (803) 939-0078

over →

Congress of the United States
House of Representatives
Washington, DC 20515-4002

OFFICIAL BUSINESS

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RECEIVED

AUG 02 2013

Joe Wilson
M.C.

Department of Health & Human Services
OFFICE OF THE DIRECTOR

Ms. Jennifer Lynch
Constituent Services
S.C. Department of Health and Human Services
P.O. Box 8206
Columbia, SC 29202-8206



292028206 B044





Log # 60 ✓

Anthony E. Keek, Director
Nikki R. Haley, Governor

August 15, 2013

Ms. Laura Howell
Representative Joe Wilson
House of Representatives
1700 Sunset Blvd., Suite 1
West Columbia, South Carolina 29169

Re: Estate of: Carrie B. Sharpe

Dear Ms. Howell:

This correspondence is in response to a letter received from Representative Joe Wilson, regarding the estate of Carrie B. Sharpe. Thank you for referring Ms. Sharpe's concerns regarding the Medicaid Estate Recovery Program to our Department.

The Omnibus Budget Reconciliation Act (OBRA) of 1993 required that states implement an estate recovery program. This means that the federal government mandated estate recovery for all states. Effective July 1, 1994, the State of South Carolina enacted legislation to enforce OBRA.

South Carolina statute requires that at the time of a Medicaid recipient's death, if the recipient, regardless of age, was a patient in a long term care facility OR the recipient was 55 years of age or older and received home/community based services (including prescriptions and hospital stays associated with either of these services), a claim will be presented against the decedent's estate for medical expenses. This claim will be similar to claims for funeral expenses, attorney's fees to administer the estate, and taxes. This claim must be satisfied in order to close the estate; however, it may not require the selling of the decedent's home and land if there are other assets available to pay the Medicaid claim.

Estate Recovery can be waived in certain limited circumstances; however, Ms. Sharpe's estate does not meet the requirements within the statutory guidelines which allow for a waiver. There may be other means available to Ms. Sharpe's family which would allow the claim to be settled without selling the home. Staff from our Estate Recovery unit has been in touch with the family's attorney, Charles Black, regarding the various options available and the settlement of the claim.

Please let us know if we can be of further assistance to you in this matter.

Sincerely,



Elizabeth Hutto
Interim CFO/Deputy Director
Finance and Administration

EH/mc