



Compensation recovery for nursing home benefits or residential care subsidies

Your questions answered

Nursing home benefits or residential care subsidies incurred in the course of, or as a result of, a compensable injury or illness, are repayable to the Australian Government when a claim reaches judgment or settlement in excess of \$5000.

Nursing home benefits or residential care subsidies are funded by the Department of Health and Ageing, which advises the amount of nursing home benefits or residential care subsidies to Medicare Australia.

How do claimants identify nursing home benefits or residential care subsidies?

Claimants can identify nursing home benefits or residential care subsidies on statutory declarations that accompany the following:

- Medicare history statements
- a *Section 23 Statement* form.

What does a claimant need to identify on a statutory declaration?

The statutory declaration requires the claimant to identify:

- whether they were admitted to a nursing home or residential care facility for treatment of their compensable injury or illness
- the name of the facility to which they were admitted.

What if a claimant disagrees with the nursing home benefits or residential care subsidies included in the *Notice of past benefits*?

Claimants may request a review if they disagree with the amount identified as nursing home benefits or residential care subsidies in their *Notice of past benefits*.

This may be confirmed in writing by a treating medical practitioner, who must specify:

- that the nursing home residency does not relate to the compensable injury

or

- the percentage of nursing home residency that relates to the injury, which can be assessed.

All requests for review will be forwarded to the Department of Health and Ageing.

Can a claimant still receive nursing home benefits or residential care subsidies if they are not entitled to claim Medicare benefits?

Yes. Although claimants may not be entitled to claim Medicare benefits, nursing home benefits and residential care subsidies can still be paid. If a claimant indicates that they were in a nursing home or residential care, then Medicare Australia must confirm with the Department of Health and Ageing if nursing home benefits or residential care subsidies have been paid relating to the claimant's compensable injury or illness.

Where do I go for more information?

Online www.medicareaustralia.gov.au

Email compensation.recovery@medicareaustralia.gov.au

Call 132 127*

TTY 1800 552 152** (Hearing and speech impaired)

TIS 131 450* (Translating and Interpreting Service)

* Call charges apply

** Call charges apply from mobile and pay phones only.