

# Veterans Aid & Attendance Benefits:

## NEW RULES Effective OCTOBER 18, 2018

### SERVICE REQUIREMENTS:

- The Veteran must have served at least **90 days of active service** with at least **one day** of service during a **wartime period:**

#### **World War II:**

December 7, 1941, through December 31, 1946



#### **Korean Conflict:**

June 27, 1950, through  
January 31, 1955



#### **Vietnam War:**

August 5, 1964 (*Feb. 28, 1961, for Veterans who served "in country" before Aug 5, 1964*), through May 7, 1975

- The Veteran *cannot have* a dishonorable discharge from the service.

### CARE REQUIREMENTS (allowable medical expenses):

- A veteran living in **Independent Living, Assisted Living or Personal Care home** or receiving **care services at home** may qualify.
- As long as a physician, physician assistant, certified nurse practitioner, or clinical nurse specialist says that the person EITHER needs assistance with 2 ADLs (Activities of Daily Living such as dressing and undressing, bathing or feeding) OR supervision due to cognitive or physical limitations.

### FINANCIAL REQUIREMENTS:

- **Three-Year Look-back for transfers:** Transfers made during the look-back period will be subject to a penalty period (a period of ineligibility).
- Asset limit is set at **\$123,600 for 2018** (and increased each year with inflation). The asset test takes into account all assets (minus the primary residence and personal belongings like cars) plus annual gross income.
- Income can be reduced by out-of-pocket medical expenses. (Annual cost of independent, assisted living/personal care is considered a medical expense)
- The sale of your home after eligibility can result in the loss of benefits.
- If married, assets of both spouses are countable.

***For assistance understanding your possible asset transfer penalties, consult a VA Accredited elder law attorney.***

### **Current maximum benefits for 2018 for Aid and Attendance\*:**

(1) Veteran with no dependents	\$1,830/month; \$21,962/year
(2) Married Veteran	\$2,169/month; \$26,034/year
(3) Widow with no dependents	\$1,177/month; \$14,113/year
(4) Healthy Veteran with ill spouse	\$1,436/month; \$17,233/year

\* Actual award amounts will vary depending on individual situation.

- Widowed spouse must have been living with the Veteran at the time of Veterans death (unless separation was due to medical or military reasons.)
- Divorce severs benefits.
- Minor or disabled children may qualify for limited benefits on their own.

***Compliments of: Julian Gray Associates***

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