

130.5 - Incapacitated Enrollees

(Rev. 77, Issued: 10-28-05, Effective Date: 10-28-05)

If an enrollee is incapacitated at the time of initial enrollment and is unable to receive information due to an incapacitating condition, the *Medicare cost plan* may give advance directive information to the enrollee's family or surrogate.

The *Medicare cost plan* is not relieved of its obligation to provide this information to the enrollee once he or she is no longer incapacitated or unable to receive such information. Follow-up procedures must be in place to ensure that the information is given to the individual directly at the appropriate time.