Transition to Adulthood

Special Considerations for Adolescents and Adults with Extra X and Y Chromosomes

- This presentation will focus on:
- Maintaining eligibility-Medicaid and SSI/SSDI income support
- Programs including SNAP, housing assistance, Independent Living Centers

Special concerns for individuals with extra X and Y chromosomes

- Tendency to developmental delay, not necessarily developmental disability
- Services for persons with more severe disabilities may not be appropriate for those with X and Y chromosome variations
- Lack of familiarity with X/Y variations by service providers and government agencies
- Families and individuals need to educate those who process their applications

If you are a parent

- Learn about legal, financial, medical, educational issues
- Institute effective planning for your child's individual circumstances
- Know how to educate service agencies about X/Y variations

If you are the adult

- Assistance with assessing strengths and functioning deficits
- Trusted family members and friends
- Therapist
- Special needs life coach
- Independent Living Centers
- Learn how to educate others about your X/Y variation and how it affects your life

Preserving the Right to Entitlements

- Difficult to predict the rate at which young adults with X/Y Chromosome Variations will mature
- Complete transition to independence may vary
- Hope for the best...but plan for delay and possible limitations
- Approximately 1/3 of adults with X/Y variations qualify for SSI or SSDI at some point during their lives

Legal Considerations

- Importance of using an ABLE account or a supplemental needs trust (SNT)
- Maintain eligibility for SSI and/or Medicaid
- Trusts allow some control over funds in cases of immaturity; ABLE accounts self-managed
- Necessary changes to family wills, insurance policies, other documents
- Importance of establishing a trust by age 15but it is not too late if an individual is already 18 or older!

Get expert legal advice

- ABLE accounts are the easiest and least expensive to set up by the individual
- Pooled trusts are less expensive to access than individually created trusts
- Wills can be written to automatically establish a trust on death of a parent
- These trusts must be written by an attorney expert in SSI and Medicaid requirements. This is not a matter to give your sister-in-law the attorney (unless she is an expert)

Medical Recordkeeping

- Maintain comprehensive medical and educational documentation of genetic diagnosis, learning disability, medical and psychiatric conditions
- Organize this in a file or notebook
- Records required for accommodations in college or at work, for eligibility for vocational programs, for life skills or housing support, for application for SSI or SSDI

Independent Living Centers

Http://www.ilru.org/projects/cil-net/cilcenter-and-association-directory

- Centers provide:
- Information and referral services
- Benefits advice
- Assistance with applications for SSI/SSDI, Medicaid, SNAP, housing vouchers
- Life skills training (money management, transportation, self-advocacy)

At Age 18

- Need to consider whether application for SSI or SSDI is appropriate
- Program may help to provide income support while the young person acquires the skills and education to become independent
- An older worker who becomes disabled may need to apply for SSI and/or SSDI
- With SSI determination of disability, most states also make an adult eligible for Medicaid, and often, SNAP assistance

SSI and SSDI

- For adults 18 and over, eligibility is based on individual's, not family's, earnings and assets
- Individual may have no more than \$2000 in assets in own name for SSI
- For adults applying for SSDI, must have been disabled and unable to engage in <u>substantial</u> gainful activity (earning at least \$1620 per month) for at least 12 months. There is no assets limitation

Application Process

- Covered in detail at <u>www.ssa.gov</u>
- Starts with a phone call to the 800 number to open a case and set up an interview
- Completion of electronic on-line detailed disability questionnaire. Do this questionnaire from perspective of worst performance level

Application Process

- In-person or on-the-phone interview with or without the presence of the young adult
- Completion by physicians/psychologists of medical documentation that supports inability to earn at least \$1620 per month due to disability

Disability Determination

- Klinefelter Syndrome, Trisomy X, 47,XYY and 48XXYY, etc., are not listed impairments that will automatically grant eligibility
- Individual determination decides if an individual's impairment due to extra X or Y chromosome(s) is <u>equal</u> to the requirements of a listed impairment
- There must be physical, developmental or psychiatric impairment preventing the individual from "substantial gainful activity"

Examples of co-morbid disabling conditions include:

- Psychiatric: severe depression, anxiety, mood disorders, psychotic disturbances
- Developmental: intellectual disability or autism spectrum disorder
- Physical: seizure disorder, severe scoliosis, disabling asthma, congenital heart defect, etc.

Disability Profile

- A successful application requires a complete picture of the number and severity of symptoms
- The additive effect of the clinical picture can produce an inability to work and consistently earn \$1620 per month
- It is helpful if clinicians can describe the X/Y chromosome variation and tie it to inability of the person to self-support at this time

Application Timeline

- 7 to 9 months for determination of disability
- 55% of applications rejected on first round; use of an advocate or specialized attorney to help prepare the application or appeal may increase chances of success
- If rejected, file an appeal within 90 days, and use an attorney or an advocate to prepare the appeal

Medical Benefits of SSI/SSDI

- With receipt of SSI, recipient usually qualifies for Medicaid. It is always secondary to any private insurance that the individual has
- After 24 months receiving SSDI, a recipient qualifies for Medicare
- If an individual loses SSI or SSDI because of earned income, many states will permit the individual to stay on Medicaid
- Ticket to Work may allow SSI or SSDI to stay on Medicare

Developmental disabilities

- Services vary significantly by state
- Intellectual disability (generally, IQ of less than 70 and/or adaptive behavior scale of less than 70)
- Neurological and seizure disorders
- Autism spectrum disorders
- Services funded through Medicaid Waiver Programs will pay for vocational programs, life skills training, and sometimes, housing programs

Mental health programs

- Services vary substantially by state
- Must have substantial disability from <u>severe</u> disorders such as bipolar disorder, major depression, schizophrenia
- The standard is "severe and persistant"
- Medicaid Waiver programs will pay for medication management, psychiatric rehabilitation, vocational training and placement, and sometimes, supervised housing

Additional Benefits

- SNAP (Food Stamps) based on income at or below 130% of Federal poverty level – \$14,580 for a single adult
- Housing assistance (Section 8 vouchers) or affordable income-determined housingusually there are waiting lists (3-10 years)
- General assistance
- These are all locally determined

Contact Information

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