

**633.246A Medical assistance eligibility.**

Unless precluded from doing so under the terms of a premarital agreement, the failure of a surviving spouse to make an election under [this division](#) constitutes a transfer of assets for the purpose of determining eligibility for medical assistance pursuant to [chapter 249A](#) to the extent that the value received by making the election would have exceeded the value of property received absent the election.

[2000 Acts, ch 1060, §7](#); [2005 Acts, ch 38, §21](#); [2006 Acts, ch 1104, §2](#)