

**SENATE . . . . . No. 572**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**Robert A. O'Leary**

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*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

**An Act Relative to Nursing Facility and Long Term Care Claims.**

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Robert A. O'Leary	Cape and Islands
James B. Eldridge	Middlesex and Worcester
Thomas P. Kennedy	Second Plymouth and Bristol
Anthony D. Galluccio	Middlesex, Suffolk and Essex
Bruce E. Tarr	First Essex and Middlesex
Thomas M. McGee	Third Essex and Middlesex

# The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine  
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## AN ACT RELATIVE TO NURSING FACILITY AND LONG TERM CARE CLAIMS.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 118E of the General Laws is hereby amended by striking section 33 and inserting  
2 in place thereof the following section:-

3 SECTION 33. No claims for costs of a nursing facility and other long term care services  
4 may be made by the division under section 31 or 32 if the individual receiving medical assistance  
5 was permanently institutionalized, had notified the division that he had no intent on returning  
6 home, and had on the date of admission to the nursing facility or other medical institution long  
7 term care insurance that when purchased met the requirements of 211 C.M.R. 65.00.