

HOUSE No. 546

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act To establish self determination for elder care..

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

1 SECTION 1. Chapter 19A of the General Laws is hereby amended by inserting after
2 section 25 the following section:

3 Section 25A:--

4 (A) The department shall develop recommendations for the implementation of a self-
5 determination model of funding services and supports that provides the ability for an individual
6 receiving services and supports to personally control, with appropriate assistance, a targeted
7 amount of dollars; the model shall include, but is not limited to, the following:

- 8 1. The ability to establish an individual rate or budget for each person;
- 9 2. Mechanisms to ensure that each participant has the support and assistance necessary to
10 design and implement a package of services and supports unique to the individual;
- 11 3. The ability to arrange services, supports, and resources unique to each person based
12 upon the preferences of the recipient; and

13 4. The design of a system of accountability for the use of public funds.

14 (B) The commissioner shall appoint an ad-hoc committee composed of commission
15 members and other interested parties to develop the recommendations required by this
16 paragraph; and

17 (C) Advise the Governor and the General Court on whether the recommendations should
18 be implemented by administrative regulations or proposed legislation