

SENATE No. 540

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act Regarding the Countable Assets of Medical Assistance Recipients..

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 21A of Chapter 118E of the General Laws is hereby amended by striking out
2 subsection (2)(i) and replacing it with the following new subsection:

3 the type and amount of all countable assets; provided that any funds held by the
4 community spouse of an institutionalized applicant or recipient in an Individual Retirement
5 Account, Keogh plan or other pension fund shall be considered a non-countable asset as long as
6 regular income distributions are made from the fund or the community spouse is employed;