

SENATE No. 543

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act regarding MassHealth applications..

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. Section 9 of chapter 118e of the general laws, as amended by chapter 211 of
2 the acts of 2006, is hereby amended by inserting, after the words "long-term care needs of the
3 individuals," the following:-

4 The division shall provide, without requiring prior authorization, for up to sixty (60)
5 days of eligibility for MassHealth home and community based services, including personal care
6 services, for individuals who, upon discharge from an acute hospital, medical center, nursing
7 facility, or health care facility including rehabilitation facilities and state hospitals, are presumed
8 to be financially eligible for the MassHealth program and clinically eligible for home and
9 community based services, as determined by an aging services access point or an independent
10 living center; provided further the division shall promulgate such standards and regulations as
11 may be necessary for the administration of said presumptive eligibility program.