

SENATE No. 74

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act providing for supportive living services for brain-injured individuals..

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. Notwithstanding the provisions of 130 CMR 422.000 or any other
2 regulation, general or special law to the contrary, the division of medical assistance shall provide
3 supportive living services, including personal care attendant services, to MassHealth members
4 with brain injuries in the "Transitional Living Program", so-called, residing in a community-
5 based residential program funded by the federal Housing and Urban Development section 811
6 grant, so-called;

7 provided further, that services shall be provided without regard to the ability of
8 individuals to move to more independent living settings and shall continue to be provided for the
9 duration of residency within such community-based residential programs;

10 provided further, that the division shall seek federal approval to provide cueing
11 and supervision services, and upon approval, shall provide such cueing and supervision services
12 to said individuals;

13 provided further, that the division shall develop a plan to establish a Life-Long
14 Supportive Living Program, so-called, to provide and expand supportive living services to such
15 individuals; provided further, that said plan shall include, but not be limited to, a review of
16 regulations regarding the Transitional Living Program:

17 and provided further, that the division shall file a report with the house and senate
18 committees on ways and means no later than October 1, 2007 detailing the plan, the number of
19 MassHealth members impacted, and recommendations to implement said program.

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