

**HOUSE . . . . . No. 2097**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Alice Hanlon Peisch*

*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 adoption of the accompanying bill:

An Act regarding the countable assets of medical assistance recipients.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Alice Hanlon Peisch</i>	<i>14th Norfolk</i>	<i>1/21/2011</i>
<i>Robert M. Koczera</i>	<i>11th Bristol</i>	<i>2/3/2011</i>
<i>Frank I. Smizik</i>	<i>15th Norfolk</i>	<i>2/3/2011</i>
<i>John V. Fernandes</i>	<i>10th Worcester</i>	<i>2/3/2011</i>
<i>Kate Hogan</i>	<i>3rd Middlesex</i>	<i>2/4/2011</i>
<i>Thomas P. Kennedy</i>		<i>2/4/2011</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>	<i>2/4/2011</i>

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By Ms. Peisch of Wellesley, a petition (accompanied by bill, House, No. 2097) of Alice Hanlon Peisch and others relative to excluding certain retirement funds from countable assets of medical assistance recipients. Health Care Financing.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1094 OF 2009-2010.]

**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Eleven**  
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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 1. Section 21A of Chapter 118E of the General Laws, as appearing in the 2008  
2 Official Edition, is hereby amended by striking out subsection (2)(i) and replacing it with the  
3 following new subsection:

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