HOUSE DOCKET, NO. 1247 FILED ON: 1/16/2013

HOUSE . . . . . No. 538

The Commonwealth of Massachusetts

PRESENTED BY:

Christine E. Canavan

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 relative to increasing the personal needs allowance..

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
Christine E. Canavan	*10th Plymouth*	*1/16/2013*

HOUSE DOCKET, NO. 1247 FILED ON: 1/16/2013

HOUSE . . . . . No. 538

By Ms. Canavan of Brockton, a petition (accompanied by bill, House, No. 538) of Christine E. Canavan for legislation to increase the personal needs allowance for certain elderly and disabled residents residing in licensed medical facilities. Elder Affairs.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. *1095* OF 2011-2012.]

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act relative to increasing the personal needs allowance..

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

SECTION 1. Section 1 of chapter 117A of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by striking out the second paragraph and inserting in place thereof the following paragraph: Any person eligible for assistance under this chapter who is not maintaining his home and is receiving care in or residing in a licensed nursing facility, licensed chronic hospital, licensed rest home, or an approved public medical institution as defined in section 8 of chapter 118E, shall retain the first $100.00 of his monthly income for clothing, personal needs, and leisure time activities. If there is no such income or if it is less than the amount of $100.00, such a person shall be paid monthly in advance the difference between such income and said amount. Said amount shall be increased annually each fiscal year at the same time and at the same percentage rate as increases payable to an individual who maintains his own home and receives state supplementary payments pursuant to sections 1 and 2 of chapter 118A.

SECTION 2. Chapter 118A of General Laws, as appearing in the 2006 Official Edition, is hereby amended by inserting after section 7A the following new section: Section 7b. Any person eligible for financial assistance under this chapter who is not maintaining his home and is in a licensed medical facility which is eligible for medical assistance payments pursuant to chapter 118E or is residing in a licensed rest home to which such person pays a fixed rate, shall retain the first $100.00 of his monthly income for clothing, personal needs, and leisure time

activities. If there is no such income or if it is less than the amount of $100.00, such a person shall be paid monthly in advance the difference between such income and said amount. Said amount shall be, increased annually each fiscal year at the same time and at the same percentage rate as increases payable to an individual who maintains his own home and receives state supplementary payments pursuant to sections 1 and 2.

SECTION 3. Section 15 of chapter 118E of the General Laws, as appearing in the 2006 Official Edition is hereby amended by striking the fourth paragraph and inserting in place thereof the following paragraph: A person eligible for medical assistance under this chapter who is not maintaining his own home and is receiving care in a licensed nursing facility, a licensed chronic hospital, a licensed rest home, or in an approved public medical institution, shall retain the first $100.00 of his monthly income for clothing, personal needs, and leisure time activities. If there is no such income or if it is less than the amount of $100.00, such a person shall be paid monthly in advance the difference between such income and said amount. Said amount shall be increased annually each fiscal year at the same time and at the same percentage rate as increases payable to an individual who is maintaining his own home and who is receiving supplemental payments pursuant to sections 1 and 2 of chapter 118A.