

HOUSE No. 109

The Commonwealth of Massachusetts

PRESENTED BY:

Shawn Dooley

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 creating a licensing process for personal care attendants.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Shawn Dooley</i>	<i>9th Norfolk</i>	<i>1/15/2019</i>
<i>Michael J. Soter</i>	<i>8th Worcester</i>	<i>1/27/2019</i>

HOUSE No. 109

By Mr. Dooley of Norfolk, a petition (accompanied by bill, House, No. 109) of Shawn Dooley and Michael J. Soter that the Secretary of Health and Human Services promulgate a process for licensing and licensing renewal of personal care attendants. Children, Families and Persons with Disabilities.

The Commonwealth of Massachusetts

In the One Hundred and Ninety-First General Court
(2019-2020)

An Act creating a licensing process for personal care attendants.

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. Chapter 118E of the General Laws, as appearing in the 2016 official
2 edition, is hereby amended by inserting the following new section:-

3 “Section 73A. (a) Notwithstanding the provisions of any general or special law to the
4 contrary, the Secretary of Health and Human Services shall promulgate a process for the
5 licensing and the licensing renewals of Personal Care Attendants. The process shall include but
6 not be limited to performing a background check of applicants for their criminal histories,
7 professional histories, and past violations of section 13K of chapter 265. The results of said
8 background check shall be disclosed to all consumers or their surrogates who seek out the
9 services of a Personal Care Attendant.

10 (b) All Personal Care Attendants shall be required to receive a license pursuant to the
11 process promulgated in subsection (a) in order to advertise and operate as a Personal Care
12 Attendant pursuant to this chapter.

13 SECTION 2. The provisions of this Act shall take effect no later than 1 year after its
14 passage.