

SENATE No. 28

The Commonwealth of Massachusetts

PRESENTED BY:

Joanne M. Comerford

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 allowing spouses to serve as caregivers.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	
<i>Rebecca L. Rausch</i>	<i>Norfolk, Bristol and Middlesex</i>	<i>1/30/2019</i>
<i>Mindy Domb</i>	<i>3rd Hampshire</i>	<i>1/31/2019</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>	<i>6/24/2019</i>

SENATE No. 28

By Ms. Comerford, a petition (accompanied by bill, Senate, No. 28) of Joanne M. Comerford, Rebecca L. Rausch and Mindy Domb for legislation relative to spouses as caregivers. Children, Families and Persons with Disabilities.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 55 OF 2017-2018.]

The Commonwealth of Massachusetts

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

An Act allowing spouses to serve as caregivers.

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. The second paragraph of section 9 of chapter 118E of the General Laws, as
2 appearing in the 2016 Official Edition, is hereby amended by inserting in the second sentence,
3 after the words “requirements for Title XIX”, the following words:--

4 ; provided, that any program of home and community based services funded pursuant to
5 the provisions of this chapter or chapter 118G, in which family members are permitted to serve
6 as paid caregivers, shall include spouses within the definition of family member; provided
7 further, the executive office of health and human services shall file a state plan amendment or
8 wavier application, as may be required, to allow spouses to serve as paid caregivers;