

SENATE No. 2873

The Commonwealth of Massachusetts

In the One Hundred and Ninety-Second General Court
(2021-2022)

SENATE, May 12, 2022.

The committee on Elder Affairs, to whom was referred the petitions (accompanied by bill, Senate, No. 397) of Harriette L. Chandler, James B. Eldridge, Bruce E. Tarr and Joanne M. Comerford for legislation to increase awareness of community based PACE programs for older adults; and (accompanied by bill, House, No. 747) of Adrian C. Madaro and others relative to increasing awareness of community based PACE programs for older adults, reports the accompanying bill (Senate, No. 2873).

For the committee,
Patricia D. Jehlen

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An Act relative to the program of all-inclusive care for the elderly.

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 9 of chapter 118E of the general laws is hereby amended by striking paragraph
2 four and adding in place there of the following:-

3 “A person seeking admission to a long-term care facility paid for by MassHealth shall
4 receive pre-admission counseling for long-term care services, which shall include an assessment
5 of community-based service options including but not limited to the Program of all-inclusive
6 care for the elderly (PACE) pursuant to CFR Part 460.60. A person seeking care in a long-term
7 care facility on a private pay basis shall be offered pre-admission counseling. For the purposes of
8 this section, pre-admission counseling shall be conducted by the executive office of health and
9 human services or the executive office of elder affairs or their subcontractors. The executive
10 office of elder affairs shall, in consultation with the office of acute and ambulatory care in the
11 executive office of health and human services, study the advisability and feasibility of using
12 certain Medicaid providers to provide pre-admission counseling. The division shall report to the
13 general court on an annual basis the number of individuals who received pre-admission

- 14 counseling under this section and the number of diversions to the community generated by the
- 15 pre-admission counseling program."