HOUSE DOCKET, NO. 1507 FILED ON: 1/15/2025

HOUSE . . . . . No. 1371

The Commonwealth of Massachusetts

PRESENTED BY:

Natalie M. Higgins

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 to support equal access to community care for elders and persons with disabilities.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
Natalie M. Higgins	*4th Worcester*	*1/15/2025*
Lindsay N. Sabadosa	*1st Hampshire*	*1/21/2025*
Joanne M. Comerford	*Hampshire, Franklin and Worcester*	*1/28/2025*
David Paul Linsky	*5th Middlesex*	*1/29/2025*
Christine P. Barber	*34th Middlesex*	*2/4/2025*
Christopher Richard Flanagan	*1st Barnstable*	*2/4/2025*
Jacob R. Oliveira	*Hampden, Hampshire and Worcester*	*2/7/2025*
Natalie M. Blais	*1st Franklin*	*2/7/2025*
James B. Eldridge	*Middlesex and Worcester*	*2/10/2025*
Mindy Domb	*3rd Hampshire*	*2/19/2025*
William C. Galvin	*6th Norfolk*	*2/27/2025*
Bruce E. Tarr	*First Essex and Middlesex*	*2/27/2025*
Danillo A. Sena	*37th Middlesex*	*3/10/2025*
Rebecca L. Rausch	*Norfolk, Worcester and Middlesex*	*4/4/2025*
Tackey Chan	*2nd Norfolk*	*5/5/2025*

HOUSE DOCKET, NO. 1507 FILED ON: 1/15/2025

HOUSE . . . . . No. 1371

By Representative Higgins of Leominster, a petition (accompanied by bill, House, No. 1371) of Natalie M. Higgins and others relative to Medicaid eligibility for certain elders and persons with disabilities. Health Care Financing.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. *1200* OF 2023-2024.]

The Commonwealth of Massachusetts

In the One Hundred and Ninety-Fourth General Court
(2025-2026)

An Act to support equal access to community care for elders and persons with disabilities.

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

Subsection (5) of section 25 of Chapter 118E of the General Laws, as appearing in the 2020 Official Edition, is hereby amended by striking out the second paragraph, contained in lines 56 through 61, and inserting in place thereof the following paragraph:-

In any case where the monthly income of an applicant or recipient is in excess of the exemptions allowed, the applicant or recipient, if otherwise eligible for Medicaid under this chapter, shall be liable to pay to the provider of medical care or service an amount which shall be equal to the excess income for a period of six consecutive months, which includes the period when such service was provided, except if the individual is an applicant or recipient for home or community-based services pursuant to a waiver granted under 42 USC 1396a(10)(A)(ii)(VI) or a Program of All Inclusive Care for the Elderly (PACE), under 42 USC 1396u-4 or 42 USC

1395eee, the applicant or recipient shall be liable to pay to the provider of medical care or service an amount which shall be equal to the excess income reduced by the difference between the applicable MassHealth deductible-income standard and 300 percent of the federal benefit rate; provided, however, this exception shall not apply to individuals eligible for the “special income eligibility group,” the requirements for which are established under 42 CFR 435.217 and pursuant to federal regulations at 42 CFR 435.726 and 42 CFR 460.184.