

HOUSE No. 5025

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, February 2, 2026.

The committee on Children, Families and Persons with Disabilities, to whom was referred the petition (accompanied by bill, House, No. 4258) of Adam J. Scanlon for legislation to authorize spouses to serve as caregivers in the MassHealth program for home-based care and services, reports recommending that the accompanying bill (House, No. 5025) ought to pass.

For the committee,

JAY D. LIVINGSTONE.

The Commonwealth of Massachusetts

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

An Act relative to allowing spouses to serve as paid 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 Notwithstanding any general or special law to the contrary, the secretary of health and
2 human services, in conjunction with the secretary of aging and independence, shall permit
3 spouses to serve as paid caregivers in the MassHealth program upon the authorization of the
4 home and community-based service waiver from the United States Secretary of Health and
5 Human Services, pursuant to Section 1915(c) of the federal Social Security Act.