HOUSE DOCKET, NO. FILED ON: 1/13/2009

**HOUSE . . . . . . . . . . . . . . No.**

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The Commonwealth of Massachusetts

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PRESENTED BY:

**Tom Sannicandro**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

*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 passage of the accompanying bill:

An Act To establish self determination for elder care.

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

PETITION OF:

|  |  |
| --- | --- |
| Name: | District/Address: |

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 624 OF 2007-2008.]

The Commonwealth of Massachusetts

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**In the Year Two Thousand and Nine**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

An Act To establish self determination for elder care.

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

**SECTION 1.** Chapter 19A of the General Laws is hereby amended by inserting after section 25 the following section:

### **Section 25A:--**

### (A) The department shall develop recommendations for the implementation of a self-determination model of funding services and supports that provides the ability for an individual receiving services and supports to personally control, with appropriate assistance, a targeted amount of dollars; the model shall include, but is not limited to, the following:

#### 1. The ability to establish an individual rate or budget for each person;

#### 2. Mechanisms to ensure that each participant has the support and assistance necessary to design and implement a package of services and supports unique to the individual;

#### 3. The ability to arrange services, supports, and resources unique to each person based upon the preferences of the recipient; and

#### 4. The design of a system of accountability for the use of public funds.

### (B) The commissioner shall appoint an ad-hoc committee composed of commission members and other interested parties to develop the recommendations required by this paragraph; and

### (C) Advise the Governor and the General Court on whether the recommendations should be implemented by administrative regulations or proposed legislation