

HOUSE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Christine E. Canavan

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 relative to increasing the personal needs allowance.

PETITION OF:

NAME:

Christine E. Canavan
Mr. Joyce

DISTRICT/ADDRESS:

10th Plymouth

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO INCREASING THE PERSONAL NEEDS ALLOWANCE.

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. Section 1 of chapter 117A of the General Laws, as appearing in the 2006 Official
2 Edition, is hereby amended by striking out the second paragraph and inserting in place thereof the
3 following paragraph:—
4 Any person eligible for assistance under this chapter who is not maintaining his home and is receiving
5 care in or residing in a licensed nursing facility, licensed chronic hospital, licensed rest home, or an
6 approved public medical institution as defined in section 8 of chapter 118E, shall retain the first \$100.00
7 of his monthly income for clothing, personal needs, and leisure time activities. If there is no such income
8 or if it is less than the amount of \$100.00, such a person shall be paid monthly in advance the difference
9 between such income and said amount. Said amount shall be increased annually each fiscal year at the
10 same time and at the same percentage rate as increases payable to an individual who maintains his own
11 home and receives state supplementary payments pursuant to sections 1 and 2 of chapter 118A.
- 12 SECTION 2. Chapter 118A of General Laws, as appearing in the 2006 Official Edition, is hereby
13 amended by inserting after section 7A the following new section:—
14 Section 7b. Any person eligible for financial assistance under this chapter who is not maintaining his
15 home and is in a licensed medical facility which is eligible for medical assistance payments pursuant to
16 chapter 118E or is residing in a licensed rest home to which such person pays a fixed rate, shall retain the
17 first \$100.00 of his monthly income for clothing, personal needs, and leisure time activities. If there is no
18 such income or if it is less than the amount of \$100.00, such a person shall be paid monthly in advance
19 the difference between such income and said amount. Said amount shall be, increased annually each fiscal
20 year at the same time and at the same percentage rate as increases payable to an individual who maintains
21 his own home and receives state supplementary payments pursuant to sections 1 and 2.
- 22 SECTION 3. Section 15 of chapter 118E of the General Laws, as appearing in the 2006 Official Edition is
23 hereby amended by striking the fourth paragraph and inserting in place thereof the following
24 paragraph:—
25 A person eligible for medical assistance under this chapter who is not maintaining his own home and is
26 receiving care in a licensed nursing facility, a licensed chronic hospital, a licensed rest home, or in an

27 approved public medical institution, shall retain the first \$100.00 of his monthly income for clothing,
28 personal needs, and leisure time activities. If there is no such income or if it is less than the amount of
29 \$100.00, such a person shall be paid monthly in advance the difference between such income and said
30 amount. Said amount shall be increased annually each fiscal year at the same time and at the same
31 percentage rate as increases payable to an individual who is maintaining his own home and who is
32 receiving supplemental payments pursuant to sections 1 and 2 of chapter 118A.