

**SENATE . . . . . No.**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**O'Leary, Robert (SEN)**

*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 Nursing Facility and Long Term Care Claims.**

PETITION OF:

NAME:

O'Leary, Robert (SEN)

DISTRICT/ADDRESS:

Cape and Islands

# The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine  
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## AN ACT RELATIVE TO NURSING FACILITY AND LONG TERM CARE CLAIMS.

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

1 Chapter 118E of the General Laws is hereby amended by striking section 33 and inserting  
2 in place thereof the following section:-

3 SECTION 33. No claims for costs of a nursing facility and other long term care services  
4 may be made by the division under section 31 or 32 if the individual receiving medical assistance  
5 was permanently institutionalized, had notified the division that he had no intent on returning  
6 home, and had on the date of admission to the nursing facility or other medical institution long  
7 term care insurance that when purchased met the requirements of 211 C.M.R. 65.00.