

SENATE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Downing, Benjamin (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 Class.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Downing, Benjamin (SEN)	Berkshire, Hampshire and Franklin

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO NURSING FACILITY CLASS.

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. The division of health care finance and policy shall promulgate rules and regulations that
2 create a new nursing facility class to be defined as follows:

3 Class V: Facilities that:

4 (a) are non-profit

5 (b) have 100 or fewer licensed beds

6 (c) were established and licensed in Massachusetts prior to the enactment of the Health

7 Insurance for the Aged Act, Pub. L. 89-97, Title I, 79 Stat. 290, and the Medicaid Act, Pub. 89-

8 97, Title I section 121(a), 79 Stat. 343, on July 30, 1965; and

9 (d) are located in Berkshire County

10 (e) do not participate in the Medicaid program

11 SECTION 2. The class established herein shall not be adopted until the Executive Office of Health and
12 Human Services certifies it has obtained federal approval of any waiver request needed to implement
13 this class.

14