

HOUSE No. 546

The Commonwealth of Massachusetts

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:
John D. Keenan	7th Essex
John V. Fernandes	10th Worcester
Gale D. Candaras	First Hampden and Hampshire
Tom Sannicandro	7th Middlesex
Mary E. Grant	6th Essex
Bruce E. Tarr	First Essex and Middlesex

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

The Commonwealth of Massachusetts

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:

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

3 **Section 25A:--**

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

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

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

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

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

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

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