

**SENATE . . . . . No. 314**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**Brian A. Joyce**

*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 protect assets of the spouse of a nursing home resident.

PETITION OF:

NAME:

Brian A. Joyce

DISTRICT/ADDRESS:

Norfolk, Bristol and Plymouth

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. S00409 OF 2007-2008.]

## The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine

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AN ACT TO PROTECT ASSETS OF THE SPOUSE OF A NURSING HOME RESIDENT.

*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 21A of Chapter 118E of the General Laws is hereby modified by adding the  
2 following phrase at the end of subsection (2)(v):  
3 provided that the division shall establish the maximum community spouse resource allowance permissible  
4 under 42 U.S.C. s.1396r-5(f)(2)