

SENATE No. 50

The Commonwealth of Massachusetts

PRESENTED BY:

Donald F. Humason, Jr.

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 adoption of the accompanying bill:

An Act relative to personal care attendant services.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Donald F. Humason, Jr.</i>	<i>Second Hampden and Hampshire</i>	
<i>John C. Velis</i>	<i>4th Hampden</i>	
<i>Dean A. Tran</i>	<i>Worcester and Middlesex</i>	<i>2/6/2019</i>
<i>Patrick M. O'Connor</i>	<i>Plymouth and Norfolk</i>	<i>2/6/2019</i>
<i>John J. Lawn, Jr.</i>	<i>10th Middlesex</i>	<i>2/7/2019</i>
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	<i>2/7/2019</i>
<i>Peter Capano</i>	<i>11th Essex</i>	<i>2/7/2019</i>
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>	<i>2/7/2019</i>
<i>Angelo M. Scaccia</i>	<i>14th Suffolk</i>	<i>2/7/2019</i>
<i>Marc T. Lombardo</i>	<i>22nd Middlesex</i>	<i>2/7/2019</i>
<i>John Barrett, III</i>	<i>1st Berkshire</i>	<i>2/7/2019</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>	<i>2/11/2019</i>
<i>Susannah M. Whipps</i>	<i>2nd Franklin</i>	<i>2/11/2019</i>
<i>Tram T. Nguyen</i>	<i>18th Essex</i>	<i>2/11/2019</i>
<i>James K. Hawkins</i>	<i>2nd Bristol</i>	<i>2/12/2019</i>
<i>Lindsay N. Sabadosa</i>	<i>1st Hampshire</i>	<i>2/25/2019</i>

SENATE No. 50

By Mr. Humason, a petition (accompanied by bill, Senate, No. 50) of Donald F. Humason, Jr., John C. Velis, Dean A. Tran, Patrick M. O'Connor and other members of the General Court for legislation relative to personal care attendant services. Children, Families and Persons with Disabilities.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act relative to personal care attendant services.

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 70 of Chapter 118E as appearing in the 2016 Official Edition is
2 hereby deleted and replaced with the following new text:-

3 Section 70. As used in sections 70 to 75 inclusive, the following words shall, unless the
4 context requires otherwise, have the following meanings:

5 "Consumer," a person to whom a personal care attendant provides personal care services.

6 "PCA quality home care workforce council", "workforce council" or "the council", the
7 Personal Care Attendant quality home care workforce council established in section 71.

8 "Personal care attendant", a person, including a personal aide, who has been selected by a
9 consumer or the consumer's surrogate to provide personal care services to persons with
10 disabilities or seniors under the MassHealth personal care attendant program or any successor
11 program or under any program operated by an entity under contract in whole or in part with

12 MassHealth.; provided further that a parent or legal guardian of an adult person with disabilities
13 shall be considered eligible to provide personal care services.

14 "Surrogate", a consumer's legal guardian or person identified in a written agreement with
15 the consumer as responsible for hiring, directing and firing on behalf of the consumer.