SENATE DOCKET, NO. 1278 FILED ON: 1/19/2017

# SENATE . . . . . No. 629

## The Commonwealth of Massachusetts

PRESENTED BY:

***Patricia D. Jehlen***

*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 preserving special needs trusts for disabled seniors.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | |
|---|---|---|
| *Patricia D. Jehlen* | *Second Middlesex* | |
| *Brendan P. Crighton* | *11th Essex* | *1/26/2017* |
| *Thomas M. McGee* | *Third Essex* | *1/26/2017* |
| *Jason M. Lewis* | *Fifth Middlesex* | *1/30/2017* |
| *Sal N. DiDomenico* | *Middlesex and Suffolk* | *1/31/2017* |
| *Danielle W. Gregoire* | *4th Middlesex* | *2/2/2017* |
| *Walter F. Timilty* | *Norfolk, Bristol and Plymouth* | *2/2/2017* |
| *Kenneth I. Gordon* | *21st Middlesex* | *2/2/2017* |
| *Angelo J. Puppolo, Jr.* | *12th Hampden* | *2/2/2017* |
| *Anne M. Gobi* | *Worcester, Hampden, Hampshire and Middlesex* | *2/2/2017* |
| *Marjorie C. Decker* | *25th Middlesex* | *2/3/2017* |
| *Barbara A. L'Italien* | *Second Essex and Middlesex* | *2/3/2017* |
| *Mike Connolly* | *26th Middlesex* | *2/3/2017* |
| *Patrick M. O'Connor* | *Plymouth and Norfolk* | *2/3/2017* |
| *James J. O'Day* | *14th Worcester* | *2/3/2017* |
| *Jonathan Hecht* | *29th Middlesex* | *2/3/2017* |
| *Michael D. Brady* | *Second Plymouth and Bristol* | *2/3/2017* |

| | | |
|---|---|---|
| *Shawn Dooley* | *9th Norfolk* | *2/3/2017* |
| *Eric P. Lesser* | *First Hampden and Hampshire* | *2/3/2017* |
| *Mark C. Montigny* | *Second Bristol and Plymouth* | *2/3/2017* |
| *Bruce E. Tarr* | *First Essex and Middlesex* | *3/3/2017* |

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By Ms. Jehlen, a petition (accompanied by bill, Senate, No. 629) of Patricia D. Jehlen, Brendan P. Crighton, Thomas M. McGee, Jason M. Lewis and other members of the General Court for legislation to preserve special needs trusts for disabled seniors. Health Care Financing.

## The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court**
**(2017-2018)**

An Act preserving special needs trusts for disabled seniors.

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

SECTION 1: Section 28 of chapter 118E of the General Laws is hereby amended by inserting at the end thereof the following paragraph:-

A transfer of resources to a special needs trust that conforms to 42 USC §1396p(d)(4)(C) established solely for the benefit of a disabled individual of any age shall not be treated as a disposal of resources for less than fair market value.