HOUSE DOCKET, NO. 2807 FILED ON: 1/20/2017

HOUSE . . . . . No. 2074

The Commonwealth of Massachusetts

PRESENTED BY:

Kate Hogan

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 preserve special needs trusts for disabled seniors.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Kate Hogan	*3rd Middlesex*
Steven Ultrino	*33rd Middlesex*
Thomas M. Stanley	*9th Middlesex*
Jennifer E. Benson	*37th Middlesex*
Brendan P. Crighton	*11th Essex*
Daniel Cahill	*10th Essex*
Ruth B. Balser	*12th Middlesex*
Patrick M. O'Connor	*Plymouth and Norfolk*
Jason M. Lewis	*Fifth Middlesex*
David Paul Linsky	*5th Middlesex*
Colleen M. Garry	*36th Middlesex*
Frank I. Smizik	*15th Norfolk*
David F. DeCoste	*5th Plymouth*
David M. Rogers	*24th Middlesex*
Elizabeth A. Poirier	*14th Bristol*
Jay R. Kaufman	*15th Middlesex*
Danielle W. Gregoire	*4th Middlesex*
Mark J. Cusack	*5th Norfolk*

Claire D. Cronin	*11th Plymouth*
Brian M. Ashe	*2nd Hampden*
Sean Garballey	*23rd Middlesex*
Angelo J. Puppolo, Jr.	*12th Hampden*
RoseLee Vincent	*16th Suffolk*
Christine P. Barber	*34th Middlesex*
Patricia D. Jehlen	*Second Middlesex*
Michelle M. DuBois	*10th Plymouth*
Michael O. Moore	*Second Worcester*
Kay Khan	*11th Middlesex*
James J. O'Day	*14th Worcester*
Sheila C. Harrington	*1st Middlesex*
John H. Rogers	*12th Norfolk*
Mike Connolly	*26th Middlesex*

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By Ms. Hogan of Stow, a petition (accompanied by bill, House, No. 2074) of Kate Hogan and others relative to the disposal of resources for determining eligibility for Medicaid. Elder Affairs.

The Commonwealth of Massachusetts

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

An Act preserve 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, as appearing in the 2014 Official Edition, is hereby amended by adding 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) and 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.