

SENATE No. 367

The Commonwealth of Massachusetts

PRESENTED BY:

James B. Eldridge

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 to increase awareness of community based PACE programs for older adults.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	<i>2/9/2023</i>
<i>Daniel M. Donahue</i>	<i>16th Worcester</i>	<i>2/16/2023</i>
<i>Anne M. Gobi</i>	<i>Worcester and Hampshire</i>	<i>2/21/2023</i>

SENATE No. 367

By Mr. Eldridge, a petition (accompanied by bill, Senate, No. 367) of James B. Eldridge, Joanne M. Comerford, Daniel M. Donahue and Anne M. Gobi for legislation to increase awareness of community based PACE programs for older adults. Elder Affairs.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 397 OF 2021-2022.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act to increase awareness of community based PACE programs for older adults.

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 4 of chapter 19A of the general laws is hereby amended by adding
2 in subsection (d) after the word “persons”, the following:-

3 “including, but not limited to, providing information about the Program of all-inclusive
4 care for the elderly (PACE) pursuant to 42 CFR Part 460.60”;

5 SECTION 2. Section 4B of chapter 19A of the general laws is hereby amended by adding
6 in the fourth paragraph after the words “referral services to elders” in subsection (1) the
7 following:-

8 “provided, that said information and referral services shall include, but not be limited to,
9 information about the Program of all-inclusive care for the elderly (PACE) pursuant to 42 CFR
10 Part 460.60;”

11 SECTION 3. Section 9 of chapter 118E of the general laws is hereby amended by striking
12 paragraph four and adding in place there of the following:-

13 “A person seeking admission to a long-term care facility paid for by MassHealth shall
14 receive pre-admission counseling for long-term care services, which shall include an assessment
15 of community-based service options including but not limited to the Program of all-inclusive
16 care for the elderly (PACE) pursuant to CFR Part 460.60. A person seeking care in a long-term
17 care facility on a private pay basis shall be offered pre-admission counseling. For the purposes of
18 this section, pre-admission counseling shall be conducted by the executive office of health and
19 human services or the executive office of elder affairs or their subcontractors. The executive
20 office of elder affairs shall, in consultation with the office of acute and ambulatory care in the
21 executive office of health and human services, study the advisability and feasibility of using
22 certain Medicaid providers to provide pre-admission counseling. The division shall report to the
23 general court on an annual basis the number of individuals who received pre-admission
24 counseling under this section and the number of diversions to the community generated by the
25 pre-admission counseling program.”