HOUSE DOCKET, NO. 1830 FILED ON: 1/20/2011

HOUSE . . . . . No. 1096

The Commonwealth of Massachusetts

PRESENTED BY:

Brian S. Dempsey

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:

An Act relative to reserving beds in nursing homes for residents during certain leaves of absence.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Brian S. Dempsey	*3rd Essex*

HOUSE DOCKET, NO. 1830 FILED ON: 1/20/2011

HOUSE . . . . . No. 1096

By Mr. Dempsey of Haverhill, a petition (accompanied by bill, House, No. 1096) of Brian S. Dempsey relative to reserving beds in nursing homes for certain residents during leaves of absence. Elder Affairs.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
HOUSE
, NO. *534* OF 2009-2010.]

The Commonwealth of Massachusetts

An Act relative to reserving beds in nursing homes for residents during certain leaves of absence.

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

Section 14A of chapter 118E of the General Laws is hereby amended by adding the following paragraphs:

In the event that a nursing facility resident who is a MassHealth recipient enters a hospital, the division shall pay to preserve his or her bed in the nursing facility for a period of up to10 days. The division shall reimburse the nursing facility for the medical leave of absence, which shall include an observation stay in a hospital in excess of twenty-four hours, at the recipient's pre-absence rate during the medical leave and upon the resident's return.

In the event that a nursing facility resident who is a MassHealth recipient leaves the nursing facility for non-medical reasons, the division shall pay to preserve his or her bed in the facility for a period of up to 15 days. The division shall reimburse the nursing facility for the non-medical leave of absence at the recipient's pre-absence rate during the non-medical leave and upon the resident's return.