

**HOUSE . . . . . No. 858**

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**The Commonwealth of Massachusetts**

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PRESENTED BY:

***Michael D. Brady***

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*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 communications between health insurers and patients.

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PETITION OF:

NAME:

*Michael D. Brady*

DISTRICT/ADDRESS:

*9th Plymouth*

**HOUSE . . . . . No. 858**

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By Mr. Brady of Brockton, a petition (accompanied by bill, House, No. 858) of Michael D. Brady relative to communications between health insurers and patients concerning end-of-life treatment options. Financial Services.

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Thirteen**  
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An Act relative to communications between health insurers and patients.

*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 10 CHAPTER 176O, as most recently amended by Chapter 224 of the Acts of  
2 2012 is hereby amended by adding the following paragraph at the end thereof:

3           (d) No carrier or its representatives may initiate communications with its insured  
4 members or their families regarding end of life treatment options or emergency code status  
5 responses for a patient without that patient’s treating physician’s knowledge or presence.

6           (e) No accountable care organization or any other entity that contracts to provide health  
7 care services to patients on a contractual basis which requires Division of Insurance certification  
8 may initiate communications with its patients or their families regarding end of life treatment  
9 options or emergency code status responses for a patient without that patient’s treating  
10 physician’s knowledge or presence.