

HOUSE No. 1869

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act relative to quality care services fund..

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. For a reserve to adjust the wages, compensation or salary and associated
2 employee-related costs to non-managerial personnel who are employed by private human service
3 providers that deliver human and social services under contracts with departments within the
4 executive office of health and human services or the executive office of elder affairs, private
5 human services providers who deliver non-residential mental health and developmental disability
6 services and receive non-contractual payments through the State Medicaid program, or private
7 human service providers that deliver human and social services under contracts with managed
8 care mental health organizations under the MassHealth program; provided, that the secretary of
9 administration and finance may allocate the funds appropriated in this item to the departments in
10 order to implement this initiative; provided further, that the executive office of health and human
11 services and the executive office of elder affairs shall condition the expenditure of the reserve
12 upon assurances that, to be eligible to receive payments from the reserve, a provider must have a
13 legally binding written commitment with its employees or their representative to adjust wages
14 and other compensation for employees who complete training/education programs to improve

15 the quality of care they deliver, in the amounts provided by the reserve, and a mechanism
16 available to eligible employees to enforce the adjustments that is expeditious, low-cost, and
17 utilizes a neutral decision-maker, and must have provided notice of the commitments and the
18 enforcement mechanism to all its employees; provided further, that no funds from this item shall
19 be allocated to contracts for early education and care services; provided further, that no funds
20 shall be allocated from this item to contracts funded exclusively by federal grants; provided
21 further, that the total fiscal year 2008 cost of salary adjustments and any other associated
22 employee costs authorized hereunder shall not exceed \$20,000,000; provided further, that the
23 executive office shall submit an allocation schedule to the house and senate committees on ways
24 and means not less than 30 days after disbursement of funds; provided further, that the
25 annualized cost of the adjustments in fiscal year 2009 shall not exceed the amount appropriated
26 herein; and provided further that the raises provided through this item shall not exceed \$2 per
27 hour per employee.