

**HOUSE . . . . . No. 1950**

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Nine**  
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An Act to require equitable payment from the commonwealth..

*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 16 of chapter 6A, as appearing in the 2002 Official edition of the  
2 General Laws, is amended by adding, at the end thereof, after the word, “programs.” the  
3 following:--

4           “*And provided further that the secretary of the executive office of health and human*  
5 *services shall ensure that network hospitals are compensated at their full negotiated rate for*  
6 *behavioral health services provided to MassHealth patients who are also clients of agencies*  
7 *within the executive office of health and human services and for whom no appropriate alternative*  
8 *placement is available. Provided, however, such compensation shall only be provided if the*  
9 *hospital can document that it has engaged in good faith efforts to place said clients in any*  
10 *appropriate alternative setting.*