

HOUSE No. 1011

The Commonwealth of Massachusetts

PRESENTED BY:

Tackey Chan

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 reduce liability of acute hospitals to Health Safety Net Trust Fund.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Tackey Chan</i>	<i>2nd Norfolk</i>	<i>1/18/2013</i>

HOUSE No. 1011

By Mr. Chan of Quincy, a petition (accompanied by bill, House, No. 1011) of Tackey Chan for legislation to reduce the liability of acute hospitals relative to the Health Safety Net Trust Fund. Health Care Financing.

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act to reduce liability of acute hospitals to Health Safety Net Trust 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 Notwithstanding the provisions of any general or special law or regulation to the
2 contrary:

3 A. Section 65 of Chapter 118E, as added by Section 131 of Chapter 224 of the Acts
4 of 2012, shall be amended as follows:

5 Strike Subsection b(1) and replace with the following: “to administer the Health Safety
6 Net Trust Fund, established under section 66, and to require payments to the fund consistent with
7 surcharge payors’ liability to the fund , as determined under section 68, and any further
8 regulations promulgated by the office;”

9 B. Section 66 of Chapter 118E, as added by Section 131 of Chapter 224 of the Acts
10 of 2012, shall be amended as follows:

11 Strike the first phrase in subsection b and replace with the following: “The fund shall
12 consist of all amounts paid by surcharge payors under section 68;”

13 Strike “\$160,000,000” in subsection b(1) and replace with “\$320,000,000”.

14 C. Section 67 of Chapter 118E, as added by Section 131 of Chapter 224 of the Acts
15 of 2012, is hereby repealed in its entirety, effective October 1, 2013.

16 D. Section 68 of Chapter 118E, as added by Section 131 of Chapter 224 of the Acts
17 of 2012, shall be amended as follows:

18 In subsection a, strike “\$160,000,000” and replace with “\$320,000,000”; strike
19 “\$150,000,000” and replace with “\$300,000,000”; and strike “\$170,000,000” and replace with
20 “\$340,000,000”.

21 E. Section 69 of Chapter 118E, as added by Section 131 of Chapter 224 of the Acts
22 of 2012, shall be amended by striking the last sentence of subsection (b) and replacing it with the
23 following two sentences:

24 “If a shortfall in revenue exists in any fund fiscal year to cover projected costs for
25 reimbursement of health services, the office shall allocate the financial responsibility for such
26 shortfall among the surcharge payors in proportion to each surcharge payor’s required surcharge
27 payments in that fund fiscal year. The office may promulgate regulations consistent with this
28 provision.”