SENATE DOCKET, NO. 1404 FILED ON: 1/18/2013

SENATE . . . . . No. 539

The Commonwealth of Massachusetts

PRESENTED BY:

Richard T. Moore

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 requiring MassHealth to provide an explanation of benefits to beneficiaries.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Richard T. Moore	*Worcester and Norfolk*
John V. Fernandes	*10th Worcester*
James B. Eldridge	*Middlesex and Worcester*
Mark C. Montigny	*Second Bristol and Plymouth*

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SENATE . . . . . No. 539

By Mr. Richard T. Moore, a petition (accompanied by bill, Senate, No. 539) of Richard T. Moore, John V. Fernandes, James B. Eldridge and Mark C. Montigny for legislation to require MassHealth to provide an explanation of benefits to beneficiaries. Health Care Financing.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. *2119* OF 2011-2012.]

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act requiring MassHealth to provide an explanation of benefits to beneficiaries.

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

SECTION 1. Section 8 of chapter 118E of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by striking out subparagraph b½ and inserting in place thereof the following 2 subparagraphs:-

b½. “Explanation of benefits”, a form, statement, or document sent to an insurance enrollee explaining what medical treatment or services were provided, amounts to be billed to the insurer and the enrollee, and payments made on each claim.

b¾. “Institution”, a licensed hospital, nursing home or public medical institution that meets the requirements of the secretary.

SECTION 2. Said chapter 118E is hereby amended by inserting after said section 62 the following section:-

Section 63. The division shall provide an explanation of benefits in an electronic format to any person who receives medical or dental care under this chapter. Each explanation of benefits shall include a statement requesting that the recipient of Medicaid benefits review the explanation of benefits and notify the MassHealth fraud hotline or the attorney general’s Medicaid fraud tip line of any discrepancy in payment for services that may not have been provided. The statement shall provide the phone numbers for the MassHealth fraud hotline and

17 the attorney general's Medicaid fraud tip line and state that the recipient of Medicaid benefits
18 who has reported an adjudicated claim of fraud shall be granted a cash award. The division shall
19 establish by regulation the amount of award that a recipient of benefits under this chapter shall
20 receive for an adjudicated claim.