

HOUSE No. 528

The Commonwealth of Massachusetts

PRESENTED BY:

James J. O'Day

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 nursing facility care.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>James J. O'Day</i>	<i>14th Worcester</i>	<i>1/15/2015</i>

HOUSE No. 528

By Mr. O’Day of West Boylston, a petition (accompanied by bill, House, No. 528) of James J. O’Day relative to nursing facility care. Elder Affairs.

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act relative to nursing facility care.

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 Chapter 6D of the General Laws as established by section 15 of Chapter
2 224 of the Acts of 2012 is hereby amended by adding the following section: In contracting with
3 a nursing home licensed under chapter 111, section 71 of the General Laws, an accountable care
4 organization established under this chapter shall reimburse the nursing home for care and
5 services provided to an ACO patient as defined in this chapter at a rate of payment that is no less
6 than the Medicare rate of payment that would have applied if the nursing home had been
7 reimbursed for care and services rendered to the ACO patient under the Medicare program.

8 Section 2. Section 1 of Chapter 6D as established by Chapter 224 of the Acts of 2012
9 is amended by inserting at the end of the “provider organization” definition the following new
10 sentence: “Provider organizations shall not include a nursing home licensed by the department of
11 public health under section 71 of chapter 111 of the general laws.”

12 Section 3. Section 1 of Chapter 12C as established by Chapter 224 of the Acts of
13 2012 is amendment by inserting at the end of the “provider organization” definition the
14 following new sentence: “Provider organizations shall not include a nursing home licensed by
15 the Department of Public Health under section 71 of chapter 111 of the general laws.”