

SENATE No. 1027

The Commonwealth of Massachusetts

PRESENTED BY:

Kenneth J. Donnelly

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 require health care coverage for the emergency psychiatric services.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Kenneth J. Donnelly</i>	<i>Fourth Middlesex</i>
<i>Paul R. Heroux</i>	<i>2nd Bristol</i>
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>
<i>Mary S. Keefe</i>	<i>15th Worcester</i>
<i>Barbara A. L'Italien</i>	<i>Second Essex and Middlesex</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>
<i>Nick Collins</i>	<i>4th Suffolk</i>
<i>Brian A. Joyce</i>	<i>Norfolk, Bristol and Plymouth</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>

SENATE No. 1027

By Mr. Donnelly, a petition (accompanied by bill, Senate, No. 1027) of Kenneth J. Donnelly, Paul R. Heroux, Jason M. Lewis, Marjorie C. Decker and other members of the General Court for legislation to require health care coverage for the emergency psychiatric services. Mental Health and Substance Abuse.

The Commonwealth of Massachusetts

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

An Act to require health care coverage for the emergency psychiatric services.

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. “Emergency services programs’ shall mean all programs subject to contract
2 between the mass behavioral health partnership and nonprofit organizations for the provision of
3 said emergency services.

4 SECTION 2. Chapter 32A of the General Laws, as appearing in the 2012 Official
5 Edition, is hereby amended by adding the following section:-

6 Section 26. The commission shall provide to an active or retired employee of the
7 commonwealth who is insured under the group insurance commission benefits on a
8 nondiscriminatory basis for medically necessary emergency service programs.

9 SECTION 3. Chapter 175 of the General Laws, as so appearing, is hereby amended by
10 inserting after section 47AA the following section:-

11 Section 47BB. An individual policy of accident and sickness insurance issued under
12 section 108 that provides hospital expense and surgical expense insurance and any group blanket
13 or general policy of accident and sickness insurance issued under section 110 that provides
14 hospital expense and surgical expense insurance, which is issued or renewed within or without
15 the commonwealth, shall provide benefits on a nondiscriminatory basis for medically necessary
16 emergency service programs.

17 SECTION 4. Chapter 176A of the General Laws, as so appearing, is hereby amended by
18 inserting after section 8DD the following section:-

19 Section 8EE. A contract between a subscriber and the corporation under an individual or
20 group hospital service plan which is issued or renewed within or without the commonwealth
21 shall provide benefits on a nondiscriminatory basis for medically necessary emergency service
22 programs.

23 SECTION 5. Chapter 176B of the General Laws, as so appearing, is hereby amended by
24 inserting after section 4DD the following section:-

25 Section 4EE. A subscription certificate under an individual or group medical service
26 agreement which is issued or renewed within or without the commonwealth shall provide
27 benefits on a nondiscriminatory basis for medically necessary emergency service programs.

28 SECTION 6. Chapter 176G of the General Laws, as so appearing, is hereby amended by
29 inserting after section 4V the following section:-

30 Section 4W. A health maintenance contract issued or renewed within or without the
31 commonwealth shall provide benefits on a nondiscriminatory basis for medically necessary
32 emergency service programs.

33 SECTION 7. All policies, contracts and certificates of health insurance subject to section
34 26 of chapter 32A, section 47BB of chapter 175, section 8EE of chapter 176A, section 4EE of
35 chapter 176B, and section 4W of chapter 176G of the General Laws, as so appearing, which are
36 delivered, issued or renewed on or after January 1, 2011 shall conform with the provisions of this
37 act. Form filings implementing this act shall be subject to the approval of the commissioner of
38 insurance.

39 SECTION 8. This act shall take effect on January 1, 2017.