

SENATE No. 540

The Commonwealth of Massachusetts

PRESENTED BY:

John F. Keenan

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 access to health insurance for human service providers and their employees.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | |
|-----------------------------|--|------------------|
| <i>John F. Keenan</i> | <i>Norfolk and Plymouth</i> | |
| <i>Todd M. Smola</i> | <i>1st Hampden</i> | <i>1/26/2017</i> |
| <i>Michael J. Rodrigues</i> | <i>First Bristol and Plymouth</i> | <i>2/2/2017</i> |
| <i>Patrick M. O'Connor</i> | <i>Plymouth and Norfolk</i> | <i>1/31/2017</i> |
| <i>Diana DiZoglio</i> | <i>14th Essex</i> | <i>2/1/2017</i> |
| <i>Walter F. Timilty</i> | <i>Norfolk, Bristol and Plymouth</i> | <i>2/2/2017</i> |
| <i>Steven Ultrino</i> | <i>33rd Middlesex</i> | <i>2/2/2017</i> |
| <i>Barbara A. L'Italien</i> | <i>Second Essex and Middlesex</i> | <i>2/2/2017</i> |
| <i>Thomas M. Stanley</i> | <i>9th Middlesex</i> | <i>2/3/2017</i> |
| <i>Michael O. Moore</i> | <i>Second Worcester</i> | <i>2/3/2017</i> |
| <i>Sal N. DiDomenico</i> | <i>Middlesex and Suffolk</i> | <i>2/3/2017</i> |
| <i>Kay Khan</i> | <i>11th Middlesex</i> | <i>2/3/2017</i> |
| <i>Elizabeth A. Malia</i> | <i>11th Suffolk</i> | <i>2/3/2017</i> |
| <i>Anne M. Gobi</i> | <i>Worcester, Hampden, Hampshire and Middlesex</i> | <i>2/3/2017</i> |
| <i>Stephan Hay</i> | <i>3rd Worcester</i> | <i>2/3/2017</i> |
| <i>Jennifer L. Flanagan</i> | <i>Worcester and Middlesex</i> | <i>2/14/2017</i> |
| <i>Bruce E. Tarr</i> | <i>First Essex and Middlesex</i> | <i>2/14/2017</i> |

Bud Williams
Joan B. Lovely

11th Hampden
Second Essex

4/25/2017
5/10/2017

SENATE No. 540

By Mr. Keenan, a petition (accompanied by bill, Senate, No. 540) of John F. Keenan, Todd M. Smola, Michael J. Rodrigues, Patrick M. O'Connor and other members of the General Court for legislation relative to access to health insurance for human service providers and their employees. Financial Services.

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to access to health insurance for human service providers and their employees.

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 32A of the General Laws, as appearing in the 2014 Official
2 Edition, is hereby amended by inserting after section 27 the following section:-

3 Section 28. The commission, in consultation with the executive office of health and
4 human services, shall develop a process by which persons employed by private human service
5 providers that deliver human and social services under a purchase-of-service contract with the
6 executive office of health and human services or the executive office of elder affairs; persons
7 employed by private human service providers that deliver human and social services under a
8 purchase-of-service contract with the department of housing and community development who
9 formerly held a purchase-of-service contract with the executive office of health and human
10 services; and persons employed by private center-based early education providers that either
11 deliver services under a purchase-of-service contract with or have vouchers from the department
12 of early education and care shall be eligible through their employer to purchase health insurance

13 through the commission. The commission shall either allow purchase through its current
14 contracted products or may purchase a specific product or products for said employees. The
15 commission may mandate that a third-party administrator be retained to manage this program.

16 The commission shall work with the Massachusetts Council of Human Service Providers,
17 Inc. to identify and secure relevant data that is required to determine the population to be covered
18 in order to comply with this section.

19 Nothing in this section shall dictate the employer's contribution to the employee health
20 care premium. One hundred percent of the premium must be paid by the employer to the
21 commission two months in advance initially and every two months in advance subsequently.

22 Further provided, nothing in this section shall allow persons employed by private human
23 service providers that deliver human and social services under a purchase-of-service contract
24 with the executive office of health and human services or the executive office of elder affairs;
25 persons employed by private human service providers that deliver human and social services
26 under a purchase-of-service contract with the department of housing and community
27 development who formerly held a purchase-of-service contract with the executive office of
28 health and human services; and persons employed by private center-based early education
29 providers that either deliver services under a purchase-of-service contract with or have vouchers
30 from the department of early education and care to be eligible for a state retirement pension, state
31 retiree health insurance, or other post-employment benefits unless they have creditable state
32 service. Time spent in the employ of private human service providers shall not be counted
33 toward creditable state service.

34 SECTION 2. The commission shall promulgate regulations in conjunction with the
35 executive office of health and human services relative to the products available, payment
36 schedules, termination factors, third-party administrator, or other matters to implement this
37 program no later than January 1, 2018.