

SENATE No. 590

The Commonwealth of Massachusetts

PRESENTED BY:

Cindy F. Friedman

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>Cindy F. Friedman</i>	<i>Fourth Middlesex</i>	
<i>Kenneth I. Gordon</i>	<i>21st Middlesex</i>	<i>1/29/2019</i>
<i>John F. Keenan</i>	<i>Norfolk and Plymouth</i>	<i>2/1/2019</i>
<i>Sean Garballey</i>	<i>23rd Middlesex</i>	<i>2/1/2019</i>
<i>Dean A. Tran</i>	<i>Worcester and Middlesex</i>	<i>2/6/2019</i>
<i>Patrick M. O'Connor</i>	<i>Plymouth and Norfolk</i>	<i>2/12/2019</i>
<i>Walter F. Timilty</i>	<i>Norfolk, Bristol and Plymouth</i>	<i>4/10/2019</i>

SENATE No. 590

By Ms. Friedman, a petition (accompanied by bill, Senate, No. 590) of Cindy F. Friedman, Kenneth I. Gordon, John F. Keenan, Sean Garballey and other members of the General Court for legislation to require health care coverage for the emergency psychiatric services. Financial Services.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

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. Chapter 32A of the General Laws is hereby amended by adding the
2 following section:-

3 Section 28. The commission shall provide to an active or retired employee of the
4 commonwealth who is insured under the group insurance commission benefits on a
5 nondiscriminatory basis for medically necessary emergency service programs, as defined in
6 section 1 of chapter 175.

7 SECTION 2. Section 1 of chapter 175 of the General Laws, as appearing in the 2016
8 Official Edition, is hereby amended by inserting after the definition of “Domestic company”, in
9 lines 14 and 15, the following definitions:-

10 “Emergency services programs”, all programs subject to contract between the
11 Massachusetts Behavioral Health Partnership and nonprofit organizations for the provision of

12 community-based emergency psychiatric services, including behavioral health crisis assessment,
13 intervention, and stabilization services 24 hours per day, 7 days per week, through four service
14 components: mobile crisis intervention services for youth, mobile crisis intervention services for
15 adults, emergency service provider community-based locations, and adult community crisis
16 stabilization services.

17 SECTION 3. Said chapter 175 is hereby further amended by inserting after section 47BB
18 the following section:-

19 Section 47CC. An individual policy of accident and sickness insurance issued under
20 section 108 that provides hospital expense and surgical expense insurance and any group blanket
21 or general policy of accident and sickness insurance issued under section 110 that provides
22 hospital expense and surgical expense insurance, which is issued or renewed within or without
23 the commonwealth, shall provide benefits on a nondiscriminatory basis for medically necessary
24 emergency service programs, as defined in section 1 of chapter 175.

25 SECTION 4. Chapter 176A of the General Laws is hereby amended by inserting after
26 section 8KK the following section:-

27 Section 8LL. A contract between a subscriber and the corporation under an individual or
28 group hospital service plan, which is issued or renewed within or without the commonwealth,
29 shall provide benefits on a nondiscriminatory basis for medically necessary emergency service
30 programs, as defined in section 1 of chapter 175.

31 SECTION 5. Chapter 176B of the General Laws is hereby amended by inserting after
32 section 4KK the following section:-

33 Section 4LL. A subscription certificate under an individual or group medical service
34 agreement, which is issued or renewed within or without the commonwealth, shall provide
35 benefits on a nondiscriminatory basis for medically necessary emergency service programs, as
36 defined in section 1 of chapter 175.

37 SECTION 6. Chapter 176G of the General Laws is hereby amended by inserting after
38 section 4CC the following section:-

39 Section 4DD. A health maintenance contract issued or renewed within or without the
40 commonwealth shall provide benefits on a nondiscriminatory basis for medically necessary
41 emergency service programs, as defined in section 1 of chapter 175.

42 SECTION 7. Form filings implementing this act shall be subject to the approval of the
43 commissioner of insurance.

44 SECTION 8. This act shall take effect on January 1, 2020.