

HOUSE No. 4634

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, May 9, 2024.

The committee on Health Care Financing, to whom were referred the Bill relative to mental health providers (Senate, No. 593); the Bill addressing duplicative notifications of UR approvals (administrative simplification) (Senate, No. 594); the Bill prohibiting self-dealing by pharmacy benefit managers and pharmacies under common ownership (Senate, No. 601); the Bill empowering health care consumers (Senate, No. 605); the Bill relative to consumer deductibles (Senate, No. 609); the Bill relative to promoting healthcare access and affordability for patients (Senate, No. 612); the Bill reining in premiums through stronger rate review (Senate, No. 614); the Bill relative to telehealth parity for nutrition counseling (Senate, No. 618); the Bill requiring prospective payment system methodology for reimbursement to community health centers (Senate, No. 620); the Bill ensuring access to specialty medications (Senate, No. 630); the Bill relative to cognitive rehabilitation for individuals with an acquired brain injury (Senate, No. 635); the Bill relative to rehabilitation periods for those in addiction recovery (Senate, No. 636); the Bill relative to group insurance commission procurement (Senate, No. 637); the Bill limiting out of pocket health expenses (Senate, No. 638); the Bill relative to insurance companies (Senate, No. 640); the Bill related to health insurance benefits for municipal employees (Senate, No. 642); the Bill relative to out-of-network billing (Senate, No. 645); the Bill relative to increasing consumer access to licensed rehabilitation counselors (Senate, No. 649); the Bill relative to telehealth and digital equity for patients (Senate, No. 655); the Bill to reduce the cost of pharmacy benefits (Senate, No. 656); the Bill providing continuity of care for mental health treatment (Senate, No. 657); the Bill relative to the care and treatment of patients with mitochondrial disease (Senate, No. 660); the Bill providing access to full spectrum addiction treatment services (Senate, No. 662); the Bill to prevent inappropriate denials by insurers for medically necessary services (Senate, No. 663); the Bill relative to the sustainability of public health dental hygienists through adequate

reimbursements (Senate, No. 664); the Bill relative to specialty medications and patient safety (Senate, No. 665); the Bill to prohibit cost sharing for opioid antagonists (Senate, No. 667); the Bill to ensure dependent health coverage for adults with disabilities (Senate, No. 668); the Bill to help patients and reduce healthcare costs by ensuring patient adherence to medications (Senate, No. 670); the Bill ensuring support groups are part of the pathway of care following the annual mental health wellness exam (Senate, No. 673); the Bill relative to increasing consumer access to licensed rehabilitation counselors (Senate, No. 682); the Bill to increase access to lactation care and services (Senate, No. 691); the Bill to ensure access to epinephrine for minors (Senate, No. 700); the Bill prohibiting discrimination against 340b drug discount program participants (Senate, No. 704); the Bill relative to pediatric care appointments (Senate, No. 706); the Bill expanding health insurance access for state employees (Senate, No. 707); the Bill enhancing post-pregnancy mental health care (Senate, No. 708); the Bill to ensure access to prescription medications (Senate, No. 715); the Bill providing health insurance coverage for scalp and facial hair prostheses (Senate, No. 716); the Bill relative to ambulance service reimbursement (Senate, No. 717); the Bill relative to insurance coverage of mobile integrated health (Senate, No. 718); the Bill relative to the practice of acupuncture (Senate, No. 722); the Bill to prohibit mandatory overtime (Senate, No. 1209); the Bill relative to continuation of health insurance in the case of plant closings (Senate, No. 1212); the Bill strengthening prescription drug safety and drug stewardship (Senate, No. 1251); the Bill relative to creating a pilot program to transfer high acuity behavioral health and dual diagnosis patients away from overcrowded emergency departments (Senate, No. 1269); the Bill relative to fetal opioid drug exposure (Senate, No. 1271); the Bill relative to safer treatment for pain (Senate, No. 1355); the Bill to establish a pilot program for specialty pharmacy in urology (Senate, No. 1369); the Bill relative to collaborative drug therapy management optimization (Senate, No. 1385); the Bill regulating surgical assistants (Senate, No. 1387); the Bill relative to smoking cessation agents (Senate, No. 1428); the Bill relative to the reform of the personal care attendant system (Senate, No. 1444); the Bill to provide diabetes prevention program benefits for GIC insurees (Senate, No. 1661); the Bill relating to patient cost, benefit and coverage information, choice, and price transparency (Senate, No. 2637); the Bill establishing a bill of rights for individuals experiencing homelessness (House, No. 211); the Bill relative to cosmetic labeling (House, No. 381); the Bill relative to emergency

response and preparedness in the event of a surge in pediatric or adult hospitalizations (House, No. 733); the Bill relative to colon cancer screening (House, No. 927); the Bill to enact the pharmacy benefit manager compensation reform (House, No. 934); the Bill providing continuity of care for mental health treatment (House, No. 936); the Bill to update mental health parity (House, No. 939); the Bill to reduce co-pays for people with chronic conditions (House, No. 943); the Bill reining in premiums through stronger rate review (House, No. 944); the Bill to ensure prescription drug cost transparency and affordability (House, No. 945); the Bill requiring prospective payment system methodology for reimbursement to community health centers (House, No. 948); the Bill relative to consumer deductibles (House, No. 953); the Bill prohibiting discrimination against 340b drug discount program participants (House, No. 959); the Bill to modernize the Massachusetts insurer's insolvency fund (House, No. 962); the Bill relative to costs for treatment and management of diabetes (House, No. 963); the Bill requiring reimbursement for the costs of providing competent interpreter services (House, No. 968); the Bill relative to promoting healthcare access and affordability for patients (House, No. 978); the Bill relative to the safety of autistic and alzheimer individuals (House, No. 980); the Bill relative to non-medical switching (House, No. 982); the Bill relative to telehealth and digital equity for patients (House, No. 986); the Bill to protect health care consumers from surprise billing (House, No. 997); the Bill empowering health care consumers (House, No. 999); the Bill relative to step therapy and in vitro fertilization insurance coverage (House, No. 1001); the Bill relative to cognitive rehabilitation for individuals with an acquired brain injury (House, No. 1004); the Bill relative to insurance coverage of mobile integrated health (House, No. 1007); the Bill relative to ambulance service reimbursement (House, No. 1010); the Bill to enact pharmacy benefit manager duties (House, No. 1016); the Bill relative to pediatric care appointments (House, No. 1017); the Bill concerning the safety of autistic and alzheimer individuals (House, No. 1021); the Bill relative to increasing consumer access to licensed rehabilitation counselors (House, No. 1036); the Bill relative to mental health providers (House, No. 1038); the Bill relative to the small necessities leave act (House, No. 1847); the Bill relative to facilitating the utilization of psychologists on the health care team (House, No. 2129); resolve providing for an investigation and study by a special commission relative to Long COVID related needs in the Commonwealth of Massachusetts (House, No. 2147); the Bill relative to the definition of podiatry (House, No. 2150); the Bill to reduce

incidence and death from pancreatic cancer (House, No. 2182); the Bill authorizing a 90-day supply of medically necessary testosterone therapy medication (House, No. 2194); the Bill relative to discharge from substance use disorder treatment (House, No. 3600); the Bill relative to protecting public health and reducing health care costs (House, No. 3622); the Bill relative to videotaping, audiotaping and photographing persons receiving medical treatment (House, No. 3625); the Bill relative to the prescription monitoring program (House, No. 3629); the Bill relative to parental notification about student health evaluations (House, No. 3764); the Bill relative to adding efficiency to paid family and medical leave (House, No. 4270); the Bill relating to patient cost, benefit and coverage information, choice, and price transparency (House, No. 4411); the petition (accompanied by bill, Senate, No. 193) of Mark C. Montigny for legislation to protect life-saving electronic health records from reckless corporate greed and corruption; the petition (accompanied by bill, Senate, No. 724) of Nick Collins for legislation to administer national standards to Medicaid medical necessity reviews; the petition (accompanied by bill, Senate, No. 730) of Brendan P. Crighton for legislation to advance health care research and decision-making centered on patients and people with disabilities; the petition (accompanied by bill, Senate, No. 731) of John J. Cronin for legislation relative to the sustainability of high public payer community hospitals; the petition (accompanied by bill, Senate, No. 733) of John J. Cronin, Susannah M. Whipps, Joanne M. Comerford, Jack Patrick Lewis and other members of the General Court for legislation to expand affordable coverage through ConnectorCare; the petition (accompanied by bill, Senate, No. 735) of John J. Cronin and Joanne M. Comerford for legislation to provide affordable care through out-of-pocket assistance; the petition (accompanied by bill, Senate, No. 737) of Julian Cyr for legislation to ensure effective health care cost control; the petition (accompanied by bill, Senate, No. 741) of Sal N. DiDomenico and Rebecca L. Rausch for legislation to reduce racial and ethnic health disparities through commercial rate equity for safety net hospitals; the petition (accompanied by bill, Senate, No. 742) of Sal N. DiDomenico for legislation to ensure access and continuity of care to specialist and hospital services for dually eligible individuals; the petition (accompanied by bill, Senate, No. 744) of James B. Eldridge, Lindsay N. Sabadosa, Adam Gomez, Denise C. Garlick and other members of the General Court for legislation to establish medicare for all in Massachusetts; the petition (accompanied by bill, Senate, No. 745) of Ryan C. Fattman for legislation relative to fiduciary responsibility; the petition (accompanied by bill,

Senate, No. 751) of Anne M. Gobi for legislation relative to medical records requests; the petition (accompanied by bill, Senate, No. 754) of Adam Gomez for legislation to ensure access to the full range of treatment options for people with obesity; the petition (accompanied by bill, Senate, No. 758) of John F. Keenan for legislation to provide access to patient protection services for MassHealth consumers; the petition (accompanied by bill, Senate, No. 759) of John F. Keenan for legislation to provide equitable access to behavioral health for MassHealth consumers; the petition (accompanied by bill, Senate, No. 763) of Robyn K. Kennedy, John J. Cronin, Jack Patrick Lewis, Rebecca L. Rausch and other members of the General Court for legislation to promote an enhanced care worker minimum wage; the petition (accompanied by bill, Senate, No. 764) of Jason M. Lewis, Mark C. Montigny, Jack Patrick Lewis, Angelo J. Puppolo, Jr. and other members of the General Court for legislation to establish the family caregiver tax credit; the petition (accompanied by bill, Senate, No. 766) of Jason M. Lewis and Rebecca L. Rausch for legislation to establish a public health option; the petition (accompanied by bill, Senate, No. 768) of Jason M. Lewis, Joanne M. Comerford, Jack Patrick Lewis, Michael O. Moore and other members of the General Court for legislation to provide Medicaid coverage for tobacco cessation; the petition (accompanied by bill, Senate, No. 771) of Jason M. Lewis for legislation relative to transparency for patients receiving care at hospital-based facilities; the petition (accompanied by bill, Senate, No. 772) of Jason M. Lewis for legislation relative to the calculation of reimbursement rates to disproportionate share hospitals; the petition (accompanied by bill, Senate, No. 773) of Joan B. Lovely for legislation relative to premium impact statements; the petition (accompanied by bill, Senate, No. 776) of Paul W. Mark for legislation to limit out of pocket expenses; the petition (accompanied by bill, Senate, No. 779) of Paul W. Mark, Susannah M. Whipps, Joanne M. Comerford, Vanna Howard and other members of the General Court for legislation to increase access to MassHealth dental providers; the petition (accompanied by bill, Senate, No. 786) of Mark C. Montigny for legislation relative to transfer of assets by MassHealth members; the petition (accompanied by bill, Senate, No. 787) of Mark C. Montigny for legislation to alleviate skyrocketing consumer health care costs; the petition (accompanied by bill, Senate, No. 792) of Susan L. Moran and Joanne M. Comerford for legislation to limit facility fees.; the petition (accompanied by resolve, Senate, No. 793) of Susan L. Moran that provisions be made for an investigation and study by a task force (including members of the General Court) relative to MassHealth

reimbursement for schools; the petition (accompanied by bill, Senate, No. 796) of Patrick M. O'Connor for legislation relative to reciprocity clarification; the petition (accompanied by bill, Senate, No. 803) of Michael F. Rush and Paul McMurtry for legislation relative to health care non-discrimination; the petition (accompanied by bill, Senate, No. 804) of Bruce E. Tarr for legislation to strengthen the management of the health care connector; the petition (accompanied by bill, Senate, No. 805) of Bruce E. Tarr for legislation relative to association health plans; the petition (accompanied by bill, Senate, No. 806) of Bruce E. Tarr for legislation to establish a healthcare insurance premium payment pool for working families; the petition (accompanied by bill, Senate, No. 807) of Bruce E. Tarr for legislation to empower patients and entrepreneurs with real transparency on cost; the petition (accompanied by bill, Senate, No. 809) of Bruce E. Tarr, Michael O. Moore and Barry R. Finegold for legislation to stabilize adult day health services; the petition (accompanied by bill, Senate, No. 811) of John C. Velis for legislation to address the financial sustainability of the Health Safety Net; the petition (accompanied by bill, Senate, No. 1106) of Pavel M. Payano for legislation to specify an electronic system to ensure that sales of certain products containing pseudoephedrine (PSE) do not exceed limits established under federal law; the petition (accompanied by bill, House, No. 1164) of Ruth B. Balser for legislation to ensure MassHealth rate parity for behavioral health inpatient providers; the joint petition (accompanied by bill, House, No. 1167) of Christine P. Barber and Michael O. Moore relative to patient centered access to behavioral health services in accountable care organizations; the petition (accompanied by bill, House, No. 1169) of Christine P. Barber and others relative to providing Medicaid coverage for tobacco cessation programs and information; the petition (accompanied by bill, House, No. 1171) of Daniel Cahill for legislation to incentivize high-value care; the petition (accompanied by bill, House, No. 1172) of Peter Capano that the Division of Medical Assistance practices allow for definitive drug tests to be billed on the same day as presumptive drug tests when medically necessary; the petition (accompanied by bill, House, No. 1177) of Edward F. Coppinger relative to defining certain invasive surgical procedures; the petition (accompanied by bill, House, No. 1182) of Michael S. Day relative to the treatment of epilepsy and seizure disorders; the petition (accompanied by bill, House, No. 1183) of Marjorie C. Decker, Jon Santiago and others relative to health care research and decision-making centered on patients and persons with disabilities; the petition (accompanied by bill, House, No. 1186) of William J. Driscoll, Jr.,

Christine P. Barber and others that the Health Insurance Connector Authority implement a 5-year pilot program to extend eligibility for premium assistance payments or point-of-service cost-sharing subsidies; the petition (accompanied by bill, House, No. 1187) of William J. Driscoll, Jr., relative to providing financial transparency for patients receiving care at hospital-based outpatient facilities; the petition (accompanied by bill, House, No. 1188) of William J. Driscoll, Jr., and Jon Santiago relative to a cost-sharing assistance program for low income health care applicants; the petition (accompanied by bill, House, No. 1190) of Michael J. Finn and others for legislation to continue enhanced Medicaid hospital payments; the petition (accompanied by resolve, House, No. 1194) of Denise C. Garlick and Mathew J. Muratore relative to the establishment by the Executive Office of Health and Human Services of a MassHealth reimbursement of school-based care task force to study and make recommendations of direct MassHealth reimbursements to local education authorities for certain school-based services; the petition (accompanied by bill, House, No. 1196) of Danielle W. Gregoire relative to administering national standards to Medicaid medical necessity reviews; the petition (accompanied by bill, House, No. 1198) of Patricia A. Haddad and James K. Hawkins for legislation to extend enhanced Medicaid benefits to eligible hospitals; the petition (accompanied by bill, House, No. 1199) of Christopher Hendricks, William M. Straus and Lindsay N. Sabadosa relative to hospital-based violence intervention and prevention services; the petition (accompanied by bill, House, No. 1204) of Steven S. Howitt for legislation to establish a health safety net task force (including members of the General Court) to study reimbursement for dental care and healthcare provided by hospitals and accredited teaching institutions to MassHealth members; the petition (accompanied by bill, House, No. 1207) of Bradley H. Jones, Jr., and others for legislation to establish a special commission (including members of the General Court) to consider and evaluate the efficacy of policies that require hospitals and other health care providers to sell bundled packages of services that include fees for all relevant physicians; the petition (accompanied by bill, House, No. 1208) of Bradley H. Jones, Jr., and others for legislation to establish a state-wide drug repository program; the petition (accompanied by bill, House, No. 1213) of Michael P. Kushmerek and others relative to asset limits for MassHealth; the petition (accompanied by bill, House, No. 1217) of John J. Lawn, Jr., and others relative to the financial sustainability of the Health Safety Net; the petition (accompanied by bill, House, No. 1221) of David Paul Linsky relative to

physicians and hospitals that contract with Medicaid managed care organizations; the petition (accompanied by bill, House, No. 1223) of Joseph W. McGonagle, Jr., and Sal N. DiDomenico for legislation to ensure medical assistance access and continuity of care to specialist and hospital services for dually eligible individuals; the petition (accompanied by bill, House, No. 1224) of Joseph D. McKenna for legislation to prohibit the use of state funds for Planned Parenthood Federation of America; the petition (accompanied by bill, House, No. 1225) of Samantha Montaña relative to access to patient protection services for MassHealth consumers; the petition (accompanied by bill, House, No. 1227) of Frank A. Moran and others for legislation to promote health equity for certain acute care hospitals that predominantly serve communities that experience health disparities as a result of race, ethnicity, socioeconomic status; the petition (accompanied by bill, House, No. 1230) of Brian W. Murray and James J. O'Day for legislation to stabilize adult day health services; the petition (accompanied by bill, House, No. 1231) of Tram T. Nguyen and others relative to increasing the rates of payment for certain social service programs to promote an enhanced care worker minimum wage; the petition (accompanied by bill, House, No. 1234) of Alice Hanlon Peisch relative to providing for an individual Medicare marketplace option; the petition (accompanied by bill, House, No. 1235) of Edward R. Philips for legislation relative to maintenance of certification; the petition (accompanied by bill, House, No. 1236) of Angelo J. Puppolo, Jr., and others relative to increasing access to MassHealth dental providers; the petition (accompanied by bill, House, No. 1238) of Daniel J. Ryan for legislation to establish integrated electronic health records; the petition (accompanied by bill, House, No. 1239) of Lindsay N. Sabadosa, Denise C. Garlick and others for legislation to provide equitable access to quality, affordable healthcare services by establishing Medicare for all persons in the Commonwealth; the petition (accompanied by bill, House, No. 1241) of Lindsay N. Sabadosa and James B. Eldridge for legislation to improve discharge opportunities from acute care facilities; the petition (accompanied by bill, House, No. 1242) of Jon Santiago relative to providing equitable access to behavioral health services for MassHealth consumers; the petition (accompanied by bill, House, No. 1243) of Jon Santiago for legislation to provide assistance for access to treatment options for people with obesity; the petition (accompanied by bill, House, No. 1244) of Adam Scanlon, Vanna Howard and Denise C. Garlick relative to stabilizing nursing facility inflationary costs; the petition (accompanied by bill, House, No. 3588) of Todd M. Smola for legislation

to further regulate health care payments to nursing facilities; and the petition (accompanied by bill, House, No. 3832) of Christopher Richard Flanagan relative to changing Mass Health estate recoup for people with disabilities beyond age 55, reports recommending that the accompanying order (House, No. 4634) ought to be adopted.

For the committee,

JOHN J. LAWN, JR.

HOUSE No. 4634

The Commonwealth of Massachusetts



House of Representatives, May 9, 2024.

1 *Ordered,* That the committee on Health Care Financing be authorized to sit during a
2 recess of the General Court to make an investigation and study of Senate documents numbered
3 193, 593, 594, 601, 605, 609, 612, 614, 618, 620, 630, 635, 636, 637, 638, 640, 642, 645, 649,
4 655, 656, 657, 660, 662, 663, 664, 665, 667, 668, 670, 673, 682, 691, 700, 704, 706, 707, 708,
5 715, 716, 717, 718, 722, 724, 730, 731, 733, 735, 737, 741, 742, 744, 745, 751, 754, 758, 759,
6 763, 764, 766, 768, 771, 772, 773, 776, 779, 786, 787, 792, 793, 796, 803, 804, 805, 806, 807,
7 809, 811, 1106, 1209, 1212, 1251, 1269, 1271, 1355, 1369, 1385, 1387, 1428, 1444, 1661 and
8 2637 and House documents numbered 211, 381, 733, 927, 934, 936, 939, 943, 944, 945, 948,
9 953, 959, 962, 963, 968, 978, 980, 982, 986, 997, 999, 1001, 1004, 1007, 1010, 1016, 1017,
10 1021, 1036, 1038, 1164, 1167, 1169, 1171, 1172, 1177, 1182, 1183, 1186, 1187, 1188, 1190,
11 1194, 1196, 1198, 1199, 1204, 1207, 1208, 1213, 1217, 1221, 1223, 1224, 1225, 1227, 1230,
12 1231, 1234, 1235, 1236, 1238, 1239, 1241, 1242, 1243, 1244, 1847, 2129, 2147, 2150, 2182,
13 2194, 3588, 3600, 3622, 3625, 3629, 3764, 3832, 4270 and 4411, relative to medications, health
14 care and other health care financing issues.

15 Said committee shall report to the General Court the results of its investigation and study
16 and its recommendations, if any, together with drafts of legislation necessary to carry such
17 recommendations into effect, by filing the same with the Clerk of the House of Representatives
18 on or before December 31, 2024.