

HOUSE No. 985

The Commonwealth of Massachusetts

PRESENTED BY:

Marjorie C. Decker and Chynah Tyler

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 increasing access to postpartum home visiting services.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>	<i>1/20/2023</i>
<i>Chynah Tyler</i>	<i>7th Suffolk</i>	<i>8/23/2023</i>
<i>Lindsay N. Sabadosa</i>	<i>1st Hampshire</i>	<i>1/20/2023</i>
<i>Samantha Montaño</i>	<i>15th Suffolk</i>	<i>1/23/2023</i>
<i>Josh S. Cutler</i>	<i>6th Plymouth</i>	<i>1/27/2023</i>
<i>Carol A. Doherty</i>	<i>3rd Bristol</i>	<i>1/31/2023</i>
<i>Daniel Cahill</i>	<i>10th Essex</i>	<i>2/1/2023</i>
<i>Steven Owens</i>	<i>29th Middlesex</i>	<i>2/2/2023</i>
<i>Paul McMurtry</i>	<i>11th Norfolk</i>	<i>2/2/2023</i>
<i>Jennifer Balinsky Armini</i>	<i>8th Essex</i>	<i>2/4/2023</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>	<i>2/5/2023</i>
<i>Jon Santiago</i>	<i>9th Suffolk</i>	<i>2/6/2023</i>
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>	<i>2/7/2023</i>
<i>Sean Garballey</i>	<i>23rd Middlesex</i>	<i>2/8/2023</i>
<i>Colleen M. Garry</i>	<i>36th Middlesex</i>	<i>2/13/2023</i>
<i>Patrick Joseph Kearney</i>	<i>4th Plymouth</i>	<i>2/16/2023</i>
<i>Lydia Edwards</i>	<i>Third Suffolk</i>	<i>3/9/2023</i>
<i>Rodney M. Elliott</i>	<i>16th Middlesex</i>	<i>3/9/2023</i>

<i>Tommy Vitolo</i>	<i>15th Norfolk</i>	<i>3/20/2023</i>
<i>Edward R. Philips</i>	<i>8th Norfolk</i>	<i>6/23/2023</i>
<i>Joan B. Lovely</i>	<i>Second Essex</i>	<i>6/23/2023</i>

HOUSE No. 985

By Representatives Decker of Cambridge and Tyler of Boston, a petition (accompanied by bill, House, No. 985) of Marjorie C. Decker, Chynah Tyler and others relative to healthcare coverage for postpartum home visiting services. Financial Services.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act increasing access to postpartum home visiting 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 inserting after
2 section 30 the following section:-

3 Section 31. The commission shall provide to any active or retired employee of the
4 commonwealth who is insured under the group insurance commission coverage for the universal
5 postpartum home visiting program administered by the department of public health. Such
6 coverage shall not be subject to any cost-sharing, including co-payments and co-insurance, and
7 shall not be subject to any deductible.

8 SECTION 2. Chapter 111 is hereby amended by adding after Section 243 the following
9 section:-

10 Section 244. (a) For the purposes of this section, the following words shall have the
11 following meanings:-

12 “Department”, the department of public health.

13 “Provider”, an entity or individual that provides universal postpartum home visiting
14 services.

15 “Programs”, entities or providers qualified by the department of public health to provide
16 universal postpartum home visiting services.

17 “Universal postpartum home visiting services”, evidence-based, voluntary home or
18 community-based services for birthing people and caregivers with newborns, regardless of age,
19 income, number of children, or other criteria. Services shall be delivered by a qualified health
20 professional with maternal and child health training, as defined by the department of public
21 health, during at least one visit in the family’s home or a mutually agreed upon location within
22 eight weeks postpartum, and one follow-up visit no later than three months after the first visit.
23 Services shall include, but not be limited to, screenings for unmet health needs including
24 reproductive health services, maternal and infant nutritional needs, substance use, emotional
25 health including postpartum depression personal safety/domestic violence; clinical assessment of
26 the birthing person and infant; brief intervention; education and support; referrals to community
27 resources, such as breastfeeding supports; and follow up phone calls.

28 (b) The department shall establish and administer a statewide system of programs
29 providing universal postpartum home visiting services. The department shall be the lead agency
30 for the coordination of all government funding, both state and federal, for such programs. The
31 department may contract with agencies, individuals or groups for the provision of such services,
32 subject to appropriation. The department shall begin implementation of the universal newborn
33 nurse home visiting program first in those communities with the greatest inequities in maternal

34 health outcomes, as identified by the department. The department shall scale up the program to
35 achieve universal, statewide access within six years of the passage of this act.

36 (c) In designing the program designed in subsection (b) of this section, the department
37 shall consult, coordinate, and collaborate, as necessary, with insurers that offer health benefit
38 plans in the commonwealth, MassHealth officials, hospitals, local public health departments,
39 birthing centers, existing early childhood home visiting programs, community-based
40 organizations, and social service providers.

41 (d) A provider of universal postpartum home visiting services shall determine whether
42 any recipient for whom it provides said services are or may be eligible for coverage of said
43 services through an alternative source. The department is the payer of last resort, and a provider
44 shall request payment for services it provides from third-party payers pursuant to chapters 32A,
45 118E, 175, 176A, 176B, or 176G of the General Laws, before payment is requested from the
46 department.

47 (e) The department shall collect and analyze data generated by the program to monitor
48 and assess the effectiveness of universal postpartum home visiting services. The department shall
49 work with other state agencies to develop protocols for sharing data, including the timely sharing
50 of data with primary care providers of care to the families with newborns receiving the services.
51 Programs which are in receipt of state or federal funding for said services shall report such
52 information as requested by the department for the purpose of monitoring, assessing the
53 effectiveness of such programs, initiating quality improvement, and reducing health disparities.

54 SECTION 3. Chapter 118E of the General Laws, is hereby amended by inserting after
55 section 10N the following section:-

56 Section 10O. The division and its contracted managed care organizations, accountable
57 care organizations, health plans, integrated care organizations, third-party administrators, or
58 other entities contracting with the division to administer benefits, shall provide coverage for
59 universal postpartum home visiting services, in accordance with operational standards set by the
60 department of public health pursuant to section 244 of chapter 111 of the General Laws. Such
61 coverage shall not be subject to any cost-sharing.

62 SECTION 3. Chapter 175 of the General Laws, is hereby amended by inserting after
63 section 47PP the following section:-

64 Section 47QQ. An individual policy of accident and sickness insurance issued pursuant to
65 section 108 that provides hospital expense and surgical expense insurance or a group blanket or
66 general policy of accident and sickness insurance issued pursuant to section 110 that provides
67 hospital expense and surgical expense insurance that is issued or renewed within the
68 commonwealth shall provide coverage for universal postpartum home visiting services, in
69 accordance with operational standards set by the department of public health pursuant to section
70 244 of chapter 111 of the General Laws. Such coverage shall not be subject to any cost-sharing,
71 including co-payments and co-insurance, and shall not be subject to any deductible; provided,
72 however, that co-payments, coinsurance or deductibles shall be required if the applicable plan is
73 governed by the Federal Internal Revenue Code and would lose its tax-exempt status as a result
74 of the prohibition on co-payments, coinsurance or deductibles for these services.

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

77 Section 8LL. Any contract between a subscriber and the corporation under an individual
78 or group hospital service plan which is delivered, issued or renewed within the commonwealth
79 shall provide coverage for universal postpartum home visiting services, in accordance with
80 operational standards set by the department of public health pursuant to section 244 of chapter
81 111 of the General Laws. Such coverage shall not be subject to any cost-sharing, including co-
82 payments and co-insurance, and shall not be subject to any deductible; provided, however, that
83 co-payments, coinsurance or deductibles shall be required if the applicable plan is governed by
84 the Federal Internal Revenue Code and would lose its tax-exempt status as a result of the
85 prohibition on co-payments, coinsurance or deductibles for these services.

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

88 Section 4LL. Any subscription certificate under an individual or group medical service
89 agreement delivered, issued or renewed within the commonwealth shall provide coverage for
90 universal postpartum home visiting services, in accordance with operational standards set by the
91 department of public health pursuant to section 244 of chapter 111 of the General Laws. Such
92 coverage shall not be subject to any cost-sharing, including co-payments and co-insurance, and
93 shall not be subject to any deductible;

94 provided, however, that co-payments, coinsurance or deductibles shall be required if the
95 applicable plan is governed by the Federal Internal Revenue Code and would lose its tax-exempt
96 status as a result of the prohibition on co-payments, coinsurance or deductibles for these services.

97 SECTION 6. Chapter 176G of the General Laws, is hereby amended by inserting after
98 section 4KK the following section:-

99 Section 4LL. Any individual or group health maintenance contract that is issued or
100 renewed within the commonwealth shall provide coverage for universal postpartum home
101 visiting services, in accordance with operational standards set by the department of public health
102 pursuant to section 244 of chapter 111 of the General Laws. Such coverage shall not be subject
103 to any cost-sharing, including co-payments and co-insurance, and shall not be subject to any
104 deductible; provided, however, that co-payments, coinsurance or deductibles shall be required if
105 the applicable plan is governed by the Federal Internal Revenue Code and would lose its tax-
106 exempt status as a result of the prohibition on co-payments, coinsurance or deductibles for these
107 services.