

# The Commonwealth of Massachusetts

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*House of Representatives,*

*The committee on Bills in the Third Reading, to whom was referred the*

Engrossed Bill relative to Medicaid managed care incentive initiative payment mechanisms to the non-state-owned public hospitals. (see House, No. H4934) being sections 219 and 220 contained in the engrossed bill making appropriations for the fiscal year 2025 for the maintenance of the departments, boards, commissions, institutions, and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements, and for certain permanent improvements. (see House, No. 4800), which was returned by Her Excellency the Governor pursuant to Article LVI with recommendation of amendment specified by her, (see Attachment C of House, No. 4935)

Reports recommending that the amendment recommended by Her Excellency the Governor be considered in the following form:

By striking out all after the enacting clause and inserting in place thereof the following:

SECTION 1. (a) Notwithstanding any general law or special law to the contrary, and subject to the availability of federal financial participation and receipt of all necessary federal approvals referenced in subsection (b), the secretary of health and human services shall implement new annual funding of not less than \$63,600,000 total computable within the state-directed Medicaid managed care incentive initiative payment mechanisms to the non-state-owned public hospital for each of the fiscal years 2024 to 2027, inclusive, at full levels, which reflects a 20 per cent increase to the maximum payment amounts listed in items 2, 4 and 5 of section 6 of Attachment Q of the MassHealth demonstration waiver approved May 15, 2023,

effective October 1, 2022 to December 31, 2027, inclusive, under subsection (a) of section 1115 of Title XI of the federal Social Security Act.

(b) Notwithstanding any general or special law to the contrary, the secretary of health and human services, in collaboration with the non-state-owned public hospital, shall seek any and all required federal approvals the secretary and the non-state-owned public hospital deem necessary to implement this act, including any required waivers and other applicable submissions necessary to implement the state-directed payment mechanisms under 42 CFR 438.6(c).

(c) Notwithstanding any general or special law to the contrary, and subject to the availability of federal financial participation and receipt of all necessary federal approvals, the payments to the non-state-owned public hospital referenced in subsection (a) shall be authorized annually by the secretary of health and human services and shall be made through the Medical Assistance Trust Fund established in section 2QQQ of chapter 29 of the General Laws.

(d) The secretary of health and human services shall notify the house and senate committees on ways and means and the joint committee on health care financing of any federal approval received or denied pursuant to this act.

SECTION 2. This act shall take effect as of July 1, 2024.

SECTION 3. Section 1 shall expire on October 1, 2028.”

***And that when so amended the same will be correctly drawn.***

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*For the Committee.*