HOUSE DOCKET, NO. 403 FILED ON: 1/10/2013

HOUSE . . . . . No. 1020

The Commonwealth of Massachusetts

PRESENTED BY:

Paul J. Donato

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 passage of the accompanying:

An Act relating to equitable provider reimbursement.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Paul J. Donato	*35th Middlesex*

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HOUSE . . . . . No. 1020

By Mr. Donato of Medford, a petition (accompanied by bill, House, No. 1020) of Paul J. Donato that certain health care providers not included in a managed care organization's network accept rates equal to the rate paid by Medicaid for the same or similar services. Health Care Financing.

The Commonwealth of Massachusetts

An Act relating to equitable provider reimbursement.

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 12 of Chapter 118E of the General Laws is hereby amended by inserting at the
2 beginning of the section the following new definitions:

3 "Managed Care Organization", any entity with which the Commonwealth contracts to
4 provide managed care services to eligible MassHealth enrollees on a capitated basis.

5 "Network", a grouping of health care providers who contract with a managed care
6 organization to provide services to MassHealth enrollees covered by the managed care
7 organization's plans, policies, contracts or other arrangements.

8 "Non-network provider", a health care provider who has not entered into a contract with
9 a managed care organization to provide services to MassHealth enrollees.

10 Section 12 of Chapter 118E of the General Laws is further amended by inserting at the
11 end of the section the following new language:

12 For emergency, post-stabilization, and certain other services that have received a prior
13 approval by a managed care organization contracting with the Commonwealth to provide
14 managed care services to MassHealth enrollees, health care providers not included in a managed
15 care organization's network, must accept a rate equal to the rate paid by Medicaid for the same
16 or similar services. Nothing in this section shall prohibit a managed care organization from
17 denying payment for unapproved services conducted by a non-network provider.