HOUSE DOCKET, NO. 2102 FILED ON: 1/20/2011

HOUSE . . . . . No. 2341

The Commonwealth of Massachusetts

PRESENTED BY:

Michael D. Brady

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 relative to pediatric home care services.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Michael D. Brady	*9th Plymouth*
Brian M. Ashe	*2nd Hampden*
Geraldine M. Creedon	*11th Plymouth*
James J. Dwyer	*30th Middlesex*
Thomas P. Kennedy	☐ *[District]* ☐
Benjamin Swan	*11th Hampden*
Christine E. Canavan	*10th Plymouth*

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HOUSE . . . . . No. 2341

By Mr. Brady of Brockton, a petition (accompanied by bill, House, No. 2341) of Michael D. Brady and others relative to pediatric home care services. Public Health.

The Commonwealth of Massachusetts

An Act relative to pediatric home care services.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1.

The Division of Health Care Finance & Policy shall amend the formula used to determine continuous skilled nursing care rates for singe and multi-patient home health service pursuant to chapter 118G of the General Laws by attributing no less than 30 percent of the rate to the indirect cost component used to determine payment to agencies; and no more than 10 percent of the rate to the indirect cost component used to determine payment to an individual practitioner.

SECTION 2.

The Division of Health Care Finance & Policy shall not establish rates to reimburse for continuous skilled nursing care provided by Licensed Practical Nurses relative to 114.3 CMR 50.04 (2)(2)(b) to three patients or more.

SECTION 3.

The Division of Health Care Finance & Policy shall authorize overtime hours for continuous skilled nursing provided through a home care agency where a family, by written affidavit, confirms an inability to find providers for 25 percent or more of the hours determined to be medically necessary.