

By Mr. Backman, a petition (accompanied by bill, Senate, No. 247) of Jack H. Backman, Nicholas J. Costello, Richard A. Kraus, George Bachrach and other members of the General Court for legislation to provide care for mentally ill persons in day hospitals. Human Services and Elderly Affairs.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-five.

AN ACT PROVIDING CARE FOR MENTALLY ILL PERSONS IN DAY HOSPITALS.

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. Section 47B of chapter 175 of the General Laws,
2 as inserted by chapter 1174 of the acts of 1973, is hereby amend-
3 ed by adding the following section: —

4 (d) In the case of psychiatric day treatment benefits, these
5 shall be payable at least sixty full-treatment days or its dollar
6 equivalent in half-treatment days in any calendar year for ser-
7 vices furnished (1) by a day hospital which is part of or under
8 the direct supervision of such mental hospital which is part
9 of or under the direct supervision of such mental hospital as
10 defined in subsection (a), or (2) by a day treatment center
11 which meets the conditions of participation in the medicaid
12 program established under 42 USC section 1396 for day treat-
13 ment facilities, and is licensed under section 51 of chapter 111
14 of General Laws, and maintains an annual hospital affiliation
15 agreement, or (3) by a day hospital which is part of or under
16 the direct supervision of a licensed or accredited general
17 hospital. For the payment of such benefits, admissions to any
18 day hospital or day treatment center shall be by a physician
19 whose major practice is in the field of psychiatry or by a
20 clinical team that shall include a physician whose major prac-
21 tice is in the field of psychiatry.

1 SECTION 2. Section 8A of chapter 176A, as inserted by
2 chapter 1174 of the acts of 1973 is hereby amended by adding
3 the following section: —

4 (d) In the case of psychiatric day treatment benefits, these
5 shall be payable at least sixty full-treatment days or its dollar
6 equivalent in half-treatment days in any calendar year for ser-
7 vices furnished (1) by a day hospital which is part of or under
8 the direct supervision of such mental hospital as defined in
9 subsection (a), or (2) by a day treatment center which meets
10 the conditions of participation in the medicaid program
11 established under 42 USC section 1396 for day treatment
12 facilities, and is licensed under Section 51 of chapter 111 of
13 General Laws, and maintains an annual hospital affiliation
14 agreement, or (3) by a day hospital which is part of or under
15 the direct supervision of a licensed or accredited general
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17 day hospital or day treatment center shall be by a physician
18 whose major practice is in the field of psychiatry or by a
19 clinical team that shall include a physician whose major prac-
20 tice is in the field of psychiatry.