

By Mr. Backman, a petition (accompanied by bill, Senate, No. 598) of Jack H. Backman, A. Joseph DeNucci, and Nicholas J. Costello 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-Six.

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 amended
3 by adding the following section: —

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

1 SECTION 2. Section 8A of chapter 176A, as inserted by chap-

2 ter 1174 of the acts of 1973, is hereby amended by adding the
3 following section: —

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