

HOUSE No. 1072

By Mr. Garballey of Arlington, a petition (accompanied by bill, House, No. 1072) of Sean Garballey and others for an investigation by a special commission (including members of the General Court) of home health service rate cuts. Health Care Financing.

The Commonwealth of Massachusetts

PRESENTED BY:

Sean Garballey

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 bill:

An Act ORDERING A STUDY OF HOME HEALTH SERVICE RATE CUTS.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Sean Garballey	23rd Middlesex
Martin J. Walsh	13th Suffolk
Matthew C. Patrick	3rd Barnstable
Mark V. Falzone	9th Essex
Kevin G. Honan	17th Suffolk
Marie P. St. Fleur	5th Suffolk
Christine E. Canavan	10th Plymouth
Mary E. Grant	6th Essex
Matthew C. Patrick	3rd Barnstable
Christopher G. Fallon	33rd Middlesex
Benjamin Swan	11th Hampden
Stephen Stat Smith	28th Middlesex
Thomas M. Stanley	9th Middlesex
Thomas A. Golden, Jr.	16th Middlesex
Rosemary Sandlin	3rd Hampden
William G. Greene, Jr.	22nd Middlesex
William M. Straus	10th Bristol

Katherine Clark	32nd Middlesex
Steven J. D'Amico	4th Bristol
Willie Mae Allen	6th Suffolk
Richard J. Ross	9th Norfolk
A. Stephen Tobin	2nd Norfolk
Kevin J. Murphy	18th Middlesex
David B. Sullivan	6th Bristol
William Lantigua	16th Essex

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT ORDERING A STUDY OF HOME HEALTH SERVICE RATE CUTS.

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. Notwithstanding any general or special law to the contrary, by no later than July 31, 2009,
2 the executive office of health and human services shall procure a full review of the decrease in rate of
3 payment for skilled health services rendered to home health patients that was effective December 1, 2008.
4 Said study shall analyze: 1. Background data, including cost analysis that supports the rate cut; 2. The
5 effect of the rate cut on patients receiving care and agencies that administer that care; 3. The cost and
6 duration for home health visits lasting 60 or more consecutive days and; 4. The short-term versus long-
7 term cost-effectiveness of this amendment.

8 SECTION 2 Notwithstanding any general or special law to the contrary, there shall be a special study
9 commission to review the findings of the report commissioned in Section 1 of this Act. Said commission
10 shall be comprised of the House and Senate Chairs of the Joint Committee on Elder Affairs or their
11 designees, the House and Senate Chairs of the Joint Committee on Health Care Financing or their
12 designees, the Chair for the House Committee on Ways & Means or their designee, the Senate Chair on
13 Ways & Means or their designee, the Commissioner of the Division of Health Care Finance & Policy or
14 their designee and one representative selected by each of the following: The Home Care Alliance of
15 Massachusetts and the Massachusetts Chapter of the American Association of Retired Persons. Further, at

16 least one representative in addition to the commission members specified in this act will be a visiting
17 nurse from a certified home health agency.

18 SECTION 3 Said commission shall convene within 10 days after submission of said study to the
19 Legislature in order to review said findings; and further, shall meet monthly with the intention of
20 incorporating findings into a recommendation for the Legislature. Said Commission shall submit said
21 recommendations by no later than October 1st, 2009.