

HOUSE No. 2446

The Commonwealth of Massachusetts

PRESENTED BY:

Diana DiZoglio

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 adoption of the accompanying bill:

An Act relative to maintenance of certification.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Diana DiZoglio

14th Essex

Kathleen O'Connor Ives

First Essex

HOUSE No. 2446

By Ms. DiZoglio of Methuen, a petition (accompanied by bill, House, No. 2446) of Diana DiZoglio and Kathleen O'Connor Ives relative to prohibiting the use of maintenance of certification as a basis for physician licensure, hospital employment or credentialing, or health plan reimbursement and/or credentialing. Public Health.

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to maintenance of certification.

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. Chapter 112; Section 2 is hereby be amended by adding the following new
2 paragraph at the conclusion of the Section:

3 Nothing in this Chapter shall be construed as to require a physician to secure a
4 Maintenance of Certification (MOC) as a condition of licensure, reimbursement, employment, or
5 admitting privileges at a hospital in this state. For the purposes of this paragraph, "Maintenance
6 of Certification (MOC)" shall mean a continuing education program measuring core
7 competencies in the practice of medicine and surgery and approved by a nationally-recognized
8 accrediting organization.

9 SECTION 2. Chapter 111 is hereby amended by adding Section 51C1/2 as follows:

10 Each hospital, or other institution, licensed under section fifty-one shall not require a
11 physician to secure a Maintenance of Certification (MOC) as when considering or acting on an

12 application for employment or staff membership or clinical privileges to practice. For the
13 purposes of this paragraph, "Maintenance of Certification (MOC)" shall mean a continuing
14 education program measuring core competencies in the practice of medicine and surgery and
15 approved by a nationally-recognized accrediting organization.

16 SECTION 3. Chapter 176A of the General Laws, as appearing in the 2014 Official
17 Edition, is hereby amended by inserting at the end thereof the following new section:

18 The medical professional mutual insurance company approved by the commissioner shall
19 not require a physician to secure a Maintenance of Certification (MOC) as qualifying for
20 credentialing or otherwise receiving reimbursement for medical services provided. For the
21 purposes of this paragraph, "Maintenance of Certification (MOC)" shall mean a continuing
22 education program measuring core competencies in the practice of medicine and surgery and
23 approved by a nationally-recognized accrediting organization.

24 SECTION 4. Chapter 176B of the General Laws, as appearing in the 2014 Official
25 Edition, is hereby amended by inserting at the end thereof the following new section:

26 The medical services corporation approved by the commissioner shall not require a
27 physician to secure a Maintenance of Certification (MOC) as qualifying for credentialing or
28 otherwise receiving reimbursement for medical services provided. For the purposes of this
29 paragraph, "Maintenance of Certification (MOC)" shall mean a continuing education program
30 measuring core competencies in the practice of medicine and surgery and approved by a
31 nationally-recognized accrediting organization.

32 SECTION 5. Chapter 176G of the General Laws, as appearing in the 2014 Official
33 Edition, is hereby amended by inserting at the end thereof the following new section:

34 The health maintenance organization shall not require a physician to secure a
35 Maintenance of Certification (MOC) as qualifying for credentialing or otherwise receiving
36 reimbursement for medical services provided. For the purposes of this paragraph, "Maintenance
37 of Certification (MOC)" shall mean a continuing education program measuring core
38 competencies in the practice of medicine and surgery and approved by a nationally-recognized
39 accrediting organization.

40 SECTION 6. Chapter 176I of the General Laws, as appearing in the 2014 Official
41 Edition, is hereby amended by inserting at the end thereof the following new section:

42 Organizations shall not require a physician to secure a Maintenance of Certification
43 (MOC) as qualifying for credentialing or otherwise receiving reimbursement for medical
44 services provided. For the purposes of this paragraph, "Maintenance of Certification (MOC)"
45 shall mean a continuing education program measuring core competencies in the practice of
46 medicine and surgery and approved by a nationally-recognized accrediting organization.

47 SECTION 7. Paragraph (b) of Section 15 of Chapter 6D of the General laws, is hereby
48 amended by inserting at the end thereof the following new text:

49 ; and (xi) That the ACO shall not require a physician to secure a Maintenance of
50 Certification (MOC) as qualifying for membership, credentialing or otherwise receiving
51 participating in the ACO or receiving reimbursement for medical services provided. For the
52 purposes of this paragraph, "Maintenance of Certification (MOC)" shall mean a continuing
53 education program measuring core competencies in the practice of medicine and surgery and
54 approved by a nationally-recognized accrediting organization.