

**HOUSE . . . . . No. 528**

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The Commonwealth of Massachusetts

PRESENTED BY:

*James J. O'Day*

*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 nursing facility care.

PETITION OF:

NAME:

*James J. O'Day*

DISTRICT/ADDRESS:

*14th Worcester*

**HOUSE . . . . . No. 528**

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By Mr. O'Day of West Boylston, a petition (accompanied by bill, House, No. 528) of James J. O'Day relative to nursing facility care. Elder Affairs.

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The Commonwealth of Massachusetts

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In the One Hundred and Eighty-Ninth General Court  
(2015-2016)  
\_\_\_\_\_

An Act relative to nursing facility care.

*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 6D of the General Laws as established by section 15 of Chapter  
2 224 of the Acts of 2012 is hereby amended by adding the following section: In contracting with  
3 a nursing home licensed under chapter 111, section 71 of the General Laws, an accountable care  
4 organization established under this chapter shall reimburse the nursing home for care and  
5 services provided to an ACO patient as defined in this chapter at a rate of payment that is no less  
6 than the Medicare rate of payment that would have applied if the nursing home had been  
7 reimbursed for care and services rendered to the ACO patient under the Medicare program.

8           Section 2.       Section 1 of Chapter 6D as established by Chapter 224 of the Acts of 2012  
9 is amended by inserting at the end of the “provider organization” definition the following new  
10 sentence: “Provider organizations shall not include a nursing home licensed by the department of  
11 public health under section 71 of chapter 111 of the general laws.”

12           Section 3.       Section 1 of Chapter 12C as established by Chapter 224 of the Acts of  
13 2012 is amendment by inserting at the end of the “provider organization” definition the

14 following new sentence: “Provider organizations shall not include a nursing home licensed by  
15 the Department of Public Health under section 71 of chapter 111 of the general laws.”