

SENATE No. 354

The Commonwealth of Massachusetts

PRESENTED BY:

Mark C. Montigny

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 reserving beds in nursing homes during certain leaves of absence.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Mark C. Montigny</i>	<i>Second Bristol and Plymouth</i>	
<i>Thomas M. McGee</i>	<i>Third Essex</i>	<i>1/25/2017</i>
<i>Jack Lewis</i>	<i>7th Middlesex</i>	<i>1/27/2017</i>
<i>Michael F. Rush</i>	<i>Norfolk and Suffolk</i>	<i>1/30/2017</i>
<i>Keiko M. Orrall</i>	<i>12th Bristol</i>	<i>1/31/2017</i>
<i>Angelo M. Scaccia</i>	<i>14th Suffolk</i>	<i>1/31/2017</i>
<i>Mike Connolly</i>	<i>26th Middlesex</i>	<i>1/31/2017</i>
<i>Richard J. Ross</i>	<i>Norfolk, Bristol and Middlesex</i>	<i>2/1/2017</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>	<i>2/1/2017</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>	<i>2/2/2017</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>	<i>2/2/2017</i>
<i>Sonia Chang-Diaz</i>	<i>Second Suffolk</i>	<i>2/2/2017</i>
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>	<i>2/2/2017</i>
<i>Robert M. Koczera</i>	<i>11th Bristol</i>	<i>2/3/2017</i>
<i>Natalie Higgins</i>	<i>4th Worcester</i>	<i>2/3/2017</i>
<i>Jose F. Tosado</i>	<i>9th Hampden</i>	<i>2/3/2017</i>
<i>James M. Cantwell</i>	<i>4th Plymouth</i>	<i>2/3/2017</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	<i>2/3/2017</i>

Michael D. Brady
Patricia D. Jehlen

Second Plymouth and Bristol
Second Middlesex

2/3/2017
2/3/2017

SENATE No. 354

By Mr. Montigny, a petition (accompanied by bill, Senate, No. 354) of Mark C. Montigny, Thomas M. McGee, Jack Lewis, Michael F. Rush and other members of the General Court for legislation relative to reserving beds in nursing homes during certain leaves of absence. Elder Affairs.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 364 OF 2015-2016.]

The Commonwealth of Massachusetts

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

An Act relative to reserving beds in nursing homes during certain leaves of absence.

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 14A of chapter 118E of the General Laws, as appearing in the 2014
2 Official Edition, is hereby amended by adding the following paragraphs:

3 In the event that a nursing facility resident who is a MassHealth recipient enters a
4 hospital, the division shall pay to preserve his or her bed in the nursing facility for a period of up
5 to and including 20 days per medical event. The division shall reimburse the nursing facility for
6 the medical leave of absence, which shall include an observation stay in a hospital in excess of
7 24 hours.

8 In the event a MassHealth member is residing in a nursing facility and requests a
9 nonmedical leave of absence, the division shall pay to preserve his or her bed in the facility for a

- 10 period of up to and including 10 calendar days per year. The division shall reimburse the nursing
- 11 facility for the nonmedical leave of absence.