

**SENATE . . . . . No. 540**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***John F. Keenan***

*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 access to health insurance for human service providers and their employees.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>John F. Keenan</i>	<i>Norfolk and Plymouth</i>	
<i>Todd M. Smola</i>	<i>1st Hampden</i>	<i>1/26/2017</i>
<i>Michael J. Rodrigues</i>	<i>First Bristol and Plymouth</i>	<i>2/2/2017</i>
<i>Patrick M. O'Connor</i>	<i>Plymouth and Norfolk</i>	<i>1/31/2017</i>
<i>Diana DiZoglio</i>	<i>14th Essex</i>	<i>2/1/2017</i>
<i>Walter F. Timilty</i>	<i>Norfolk, Bristol and Plymouth</i>	<i>2/2/2017</i>
<i>Steven Ultrino</i>	<i>33rd Middlesex</i>	<i>2/2/2017</i>
<i>Barbara A. L'Italien</i>	<i>Second Essex and Middlesex</i>	<i>2/2/2017</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>	<i>2/3/2017</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>	<i>2/3/2017</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>	<i>2/3/2017</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>	<i>2/3/2017</i>
<i>Elizabeth A. Malia</i>	<i>11th Suffolk</i>	<i>2/3/2017</i>
<i>Anne M. Gobi</i>	<i>Worcester, Hampden, Hampshire and Middlesex</i>	<i>2/3/2017</i>
<i>Stephan Hay</i>	<i>3rd Worcester</i>	<i>2/3/2017</i>
<i>Jennifer L. Flanagan</i>	<i>Worcester and Middlesex</i>	<i>2/14/2017</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>	<i>2/14/2017</i>

**SENATE . . . . . No. 540**

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By Mr. Keenan, a petition (accompanied by bill, Senate, No. 540) of John F. Keenan, Todd M. Smola, Michael J. Rodrigues, Patrick M. O'Connor and other members of the General Court for legislation relative to access to health insurance for human service providers and their employees. Financial Services.

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninetieth General Court  
(2017-2018)**  
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An Act relative to access to health insurance for human service providers and their employees.

*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 32A of the General Laws, as appearing in the 2014 Official  
2 Edition, is hereby amended by inserting after section 27 the following section:-

3 Section 28. The commission, in consultation with the executive office of health and  
4 human services, shall develop a process by which persons employed by private human service  
5 providers that deliver human and social services under a purchase-of-service contract with the  
6 executive office of health and human services or the executive office of elder affairs; persons  
7 employed by private human service providers that deliver human and social services under a  
8 purchase-of-service contract with the department of housing and community development who  
9 formerly held a purchase-of-service contract with the executive office of health and human  
10 services; and persons employed by private center-based early education providers that either  
11 deliver services under a purchase-of-service contract with or have vouchers from the department  
12 of early education and care shall be eligible through their employer to purchase health insurance

13 through the commission. The commission shall either allow purchase through its current  
14 contracted products or may purchase a specific product or products for said employees. The  
15 commission may mandate that a third-party administrator be retained to manage this program.

16 The commission shall work with the Massachusetts Council of Human Service Providers,  
17 Inc. to identify and secure relevant data that is required to determine the population to be covered  
18 in order to comply with this section.

19 Nothing in this section shall dictate the employer's contribution to the employee health  
20 care premium. One hundred percent of the premium must be paid by the employer to the  
21 commission two months in advance initially and every two months in advance subsequently.

22 Further provided, nothing in this section shall allow persons employed by private human  
23 service providers that deliver human and social services under a purchase-of-service contract  
24 with the executive office of health and human services or the executive office of elder affairs;  
25 persons employed by private human service providers that deliver human and social services  
26 under a purchase-of-service contract with the department of housing and community  
27 development who formerly held a purchase-of-service contract with the executive office of  
28 health and human services; and persons employed by private center-based early education  
29 providers that either deliver services under a purchase-of-service contract with or have vouchers  
30 from the department of early education and care to be eligible for a state retirement pension, state  
31 retiree health insurance, or other post-employment benefits unless they have creditable state  
32 service. Time spent in the employ of private human service providers shall not be counted  
33 toward creditable state service.

34           SECTION 2. The commission shall promulgate regulations in conjunction with the  
35 executive office of health and human services relative to the products available, payment  
36 schedules, termination factors, third-party administrator, or other matters to implement this  
37 program no later than January 1, 2018.