

HOUSE No. 1028

The Commonwealth of Massachusetts

PRESENTED BY:

Paul McMurtry

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 workers' compensation rates.

PETITION OF:

NAME:

Paul McMurtry

DISTRICT/ADDRESS:

11th Norfolk

HOUSE No. 1028

By Mr. McMurtry of Dedham, a petition (accompanied by bill, House, No. 1028) of Paul McMurtry that increases in health care provider rates shall not adversely affect employers' workers' compensation insurance rates and premiums. Labor and Workforce Development.

The Commonwealth of Massachusetts

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

An Act relative to workers' compensation rates.

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 13C of chapter 118 of the General Laws, as added by section 123
2 of chapter 224 of the Acts of 2014, is hereby amended by adding the following at the end of the
3 second sentence:- provided, however, in connection with the establishment of rates of payment
4 for health care services adjudged compensable under chapter 152, the secretary or the
5 governmental unit designated by the secretary to establish such rates shall consult with the
6 commissioner of insurance and said commissioner shall certify that any increase in such provider
7 rates shall not adversely affect employers' workers' compensation insurance rates and premiums.

8 SECTION 2. Subsection (1) of section 13 of chapter 152 of the General Laws, as most
9 recently amended by section 146 of chapter 224 of the Acts of 2014, is hereby further amended
10 by striking out the first sentence therein and inserting in place thereof the following: -

11 The rate of payment by insurers for health care services adjudged compensable under this
12 chapter shall be established by the executive office of health and human services under chapter

13 118E or a governmental unit designated by the executive office; provided, however, that a
14 different rate for services may be agreed upon by the insurer, the employer and the health care
15 service provider and provided further that any collusion between or among providers to obtain
16 higher rates of payment from any insurer than those established under chapter one hundred and
17 eighteen G shall be deemed to be a violation of chapter 93A. In connection with the
18 establishment of rates of payment for health care services adjudged compensable under this
19 chapter, the executive office of health and human services or a governmental unit designated by
20 the executive office shall consult with the commissioner of insurance and said commissioner
21 shall certify that any increase in such provider rates shall not adversely affect employers'
22 workers' compensation insurance rates and premiums.