

HOUSE No. 1180

The Commonwealth of Massachusetts

PRESENTED BY:

Paul W. Mark

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 limiting out of pocket expenses.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Paul W. Mark</i>	<i>2nd Berkshire</i>
<i>Brian M. Ashe</i>	<i>2nd Hampden</i>
<i>Jennifer E. Benson</i>	<i>37th Middlesex</i>
<i>David Biele</i>	<i>4th Suffolk</i>
<i>Michael D. Brady</i>	<i>Second Plymouth and Bristol</i>
<i>Peter Capano</i>	<i>11th Essex</i>
<i>Tackey Chan</i>	<i>2nd Norfolk</i>
<i>Mike Connolly</i>	<i>26th Middlesex</i>
<i>Daniel R. Cullinane</i>	<i>12th Suffolk</i>
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>
<i>Tricia Farley-Bouvier</i>	<i>3rd Berkshire</i>
<i>Paul R. Feeney</i>	<i>Bristol and Norfolk</i>
<i>Dylan A. Fernandes</i>	<i>Barnstable, Dukes and Nantucket</i>
<i>Michael J. Finn</i>	<i>6th Hampden</i>
<i>William C. Galvin</i>	<i>6th Norfolk</i>
<i>Sean Garballey</i>	<i>23rd Middlesex</i>
<i>Denise C. Garlick</i>	<i>13th Norfolk</i>
<i>Carmine Lawrence Gentile</i>	<i>13th Middlesex</i>

<i>Anne M. Gobi</i>	<i>Worcester, Hampden, Hampshire and Middlesex</i>
<i>Carlos Gonzalez</i>	<i>10th Hampden</i>
<i>Kenneth I. Gordon</i>	<i>21st Middlesex</i>
<i>James K. Hawkins</i>	<i>2nd Bristol</i>
<i>Stephan Hay</i>	<i>3rd Worcester</i>
<i>Natalie M. Higgins</i>	<i>4th Worcester</i>
<i>Daniel J. Hunt</i>	<i>13th Suffolk</i>
<i>Louis L. Kafka</i>	<i>8th Norfolk</i>
<i>Mary S. Keefe</i>	<i>15th Worcester</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>
<i>David Henry Argosky LeBoeuf</i>	<i>17th Worcester</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>
<i>Jay D. Livingstone</i>	<i>8th Suffolk</i>
<i>Adrian C. Madaro</i>	<i>1st Suffolk</i>
<i>Joseph W. McGonagle, Jr.</i>	<i>28th Middlesex</i>
<i>Frank A. Moran</i>	<i>17th Essex</i>
<i>Mathew J. Muratore</i>	<i>1st Plymouth</i>
<i>Brian W. Murray</i>	<i>10th Worcester</i>
<i>Harold P. Naughton, Jr.</i>	<i>12th Worcester</i>
<i>Tram T. Nguyen</i>	<i>18th Essex</i>
<i>Patrick M. O'Connor</i>	<i>Plymouth and Norfolk</i>
<i>James J. O'Day</i>	<i>14th Worcester</i>
<i>David Allen Robertson</i>	<i>19th Middlesex</i>
<i>Maria Duaine Robinson</i>	<i>6th Middlesex</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>
<i>John H. Rogers</i>	<i>12th Norfolk</i>
<i>Daniel J. Ryan</i>	<i>2nd Suffolk</i>
<i>Angelo M. Scaccia</i>	<i>14th Suffolk</i>
<i>Michael J. Soter</i>	<i>8th Worcester</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>
<i>José F. Tosado</i>	<i>9th Hampden</i>
<i>Paul F. Tucker</i>	<i>7th Essex</i>
<i>Steven Ultrino</i>	<i>33rd Middlesex</i>
<i>Aaron Vega</i>	<i>5th Hampden</i>
<i>RoseLee Vincent</i>	<i>16th Suffolk</i>
<i>Timothy R. Whelan</i>	<i>1st Barnstable</i>
<i>Bud L. Williams</i>	<i>11th Hampden</i>

HOUSE No. 1180

By Mr. Mark of Peru, a petition (accompanied by bill, House, No. 1180) of Paul W. Mark and others relative to the the maximum amount of deductibles and copayments for covered services for active and retired employees, their dependents and the survivors of deceased public employees. Health Care Financing.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act limiting out of pocket expenses.

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 6 of chapter 32A of the General Laws is hereby amended by
2 inserting after the fourth sentence thereof the following new sentence: -

3 For active and retired employees, their dependents and the survivors of deceased
4 employees, including municipal subscribers, the maximum amount of deductibles and
5 copayments for covered services during an enrollment year in a plan shall not exceed \$2,500 for
6 individual coverage and \$5,000 for family coverage.

7 SECTION 2. Subsection (b) Section 22 of Chapter 32B is hereby amended by striking the
8 first paragraph and inserting the following new paragraph:-

9 (b) An appropriate public authority may increase the dollar amounts for copayments,
10 deductibles, tiered provider network copayments and other cost-sharing plan design features;
11 provided that, for subscribers enrolled in a non-Medicare plan, such features do not exceed plan

12 design features offered by the commission pursuant to section 4 or 4A of chapter 32A in a non-
13 Medicare plan with the largest subscriber enrollment and, for subscribers enrolled in a Medicare
14 plan under section 18A, such features do not exceed plan design features offered by the
15 commission pursuant to section 4 or 4A of chapter 32A in a Medicare plan with the largest
16 subscriber enrollment; provided that for active and retired employees, their dependents and the
17 survivors of deceased employees the maximum amount of health insurance deductibles and
18 copayments for covered services during an enrollment year in a plan shall not exceed those
19 offered by the commission; provided, however, that the public authority need only satisfy the
20 requirements of subsection (a) of section 21 the first time changes are implemented pursuant to
21 this section; and provided, further that the public authority meet its obligations under subsections
22 (b) to (h), inclusive, of section 21 each time an increase to a plan design feature is proposed.

23 SECTION 3. Section 9 of Chapter 32A is hereby amended by inserting the following new
24 paragraph at the end thereof:-

25 Any and all excess premium payments made by the Commonwealth and or its employees
26 and retirees shall remain in the trust fund, to be utilized for the purposes of paying the out of
27 pocket expenses in excess of the limitations established in Section 6 up to the combined medical
28 and pharmaceutical maximums established pursuant to the Patient Protection and Affordable
29 Care Act , 42 U.S.C. §18001 et seq. (2010) or improving insurance benefits for its employees
30 and retirees. Premium payments pursuant to this section shall include sums appropriated by the
31 General Court or paid by the insured for self-insured products offered by the group insurance
32 commission.