

**HOUSE . . . . . No. 02063**

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The Commonwealth of Massachusetts

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PRESENTED BY:

*Louis L. Kafka*

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*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 passage of the accompanying bill:

An Act relative to the health insurance of children of divorced parents.

\_\_\_\_\_  
PETITION OF:

NAME:

DISTRICT/ADDRESS:

.....  
*Louis L. Kafka*

.....  
*8th Norfolk*

.....  
*James E. Timilty*

.....  
*Bristol and Norfolk*

# HOUSE . . . . . No. 02063

By Mr. Kafka of Stoughton, a petition (accompanied by bill, House, No. 2063) of Timilty and Kafka relative to the health insurance of children of divorced parents Joint Committee on Financial Services.

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE  
□ HOUSE  
□ , NO. 930 OF 2009-2010.]

## The Commonwealth of Massachusetts

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**In the Year Two Thousand Eleven**  
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An Act relative to the health insurance of children of divorced parents.

*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. Notwithstanding any general or special law to the contrary, Chapter 1751 of the
- 2 Massachusetts General Laws, as appearing in the 1996 Official Edition, shall be amended by
- 3 adding at the end thereof the following section:-
- 4 Section 23. If a child is covered under a health insurance policy issued to the child's non-
- 5 custodial parent, the issuer of the policy shall do all of the following:
- 6 Provide necessary information and/or documents to the child's custodial parent or legal guardian
- 7 to enable the child to obtain benefits under the health insurance policy.

8 Permit the child's custodial parent or legal guardian (or the provider, with the custodial parent's  
9 or legal guardian's approval) to submit claims for payment for covered services without the  
10 approval of the non-custodial parent.

11 Make payments on claims submitted in accordance with paragraph (2) directly to the custodial  
12 parent or legal guardian, the provider of the health care services, or the state Medicaid agency.

13 Provide written notification of policy adjustment or termination to the child's custodial parent or  
14 legal guardian concurrent with notification to the policyholder.