

HOUSE No. 02775

The Commonwealth of Massachusetts

PRESENTED BY:

Martin J. Walsh

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 group purchasing of health insurance for private sector human service workers.

PETITION OF:

NAME:

| DISTRICT/ADDRESS:

HOUSE No. 02775

By Mr. Walsh of Boston, a petition (accompanied by bill, House, No. 2775) of [petitioners] relative to group purchasing of health insurance for private sector human service workers Joint Committee on Financial Services.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
□ HOUSE
□ , NO. 1055 OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to group purchasing of health insurance for private sector human service workers.

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. M.G.L. c. 32A, Section 2b, is amended effective January 1, 2006, by
2 inserting after “United States” in line 2 the following: “and a person who is an employee of a
3 vendor which provides human services and which is under contract with any agency within the
4 Executive Office of Health and Human Services.”

5 SECTION 2. M.G.L. c. 32A, Section 2c, is amended effective January 1, 2006, by inserting
6 after “Massachusetts” in line 1 the following: “or employer of any employee, as defined in
7 Subsection (b).”

8 SECTION 3. M.G.L. 32A is amended effective January 1, 2006, by adding “Section 10F
9 Insurance for employees of human service vendor employers. The commission shall negotiate
10 with and purchase on such terms as it deems to be in the best interest of the Commonwealth, the
11 vendor employers covered under this section chapter, and the affected employees and their
12 dependents, from one or more insurance companies or non-profit hospital, medical, or other
13 service corporations, a policy or policies of group general or blanket insurance providing
14 hospital, surgical, medical, and other health insurance benefits for said agency employees and
15 their dependents. Such policy or policies shall consist of a schedule of hospital, surgical,
16 medical, dental, and other health insurance benefits purchased by the Commonwealth under the
17 provisions of section four, or the schedule of hospital, surgical, medical, dental, and other health
18 insurance benefits purchased by counties, cities, towns, and districts under the provisions of
19 section three chapter thirty-two B.

20 With respect to any period of insurance which is in effect for the vendor employees and their
21 dependents, the full cost of the insurance shall be borne by the vendor employer and the
22 participating employee. The Commonwealth will not be responsible for contributing to the cost
23 of this insurance.

24 The employee’s per cent share of the premium shall be withheld by the appropriate employer
25 from the employee’s salary on a periodic basis, and shall be forwarded to the Group Insurance
26 Commission, heretofore referred to as The Commission, in accordance with its rules and
27 regulations.

28 The Commission shall determine at least annually, or sooner, the amount of premiums for each
29 health plan which shall be reimbursed to the Commonwealth by each contracting agency having

30 employees insured under this section. The Commission shall also determine, at least annually,
31 the portion of the commission's expense of administering this hospital, surgical, medical, and
32 other health insurance coverage for the employees of vendor employer for this coverage. After
33 such determinations, the commission shall assess each agency an administrative charge equal to
34 their pro rata share of the cost of administering the program.

35 Any dividend or refund accepted by the commission from any insurance carrier as a result of the
36 contract negotiated under this section shall be deposited by the commission with the state
37 treasurer as provided in section nine. The commission shall determine the amount of dividend or
38 refund apportionable to the various vendor employers having employees insured hereunder, and
39 shall reduce the administrative expenses in section (c) attributable to each such vendor employer
40 by the amount of refund attributable thereto.

41 Each employee of a vendor employer to whom this chapter applies shall furnish the commission,
42 in such form as it shall prescribe, such information as is necessary to insure himself or himself
43 and his dependents under the hospital, surgical, medical, and other health insurance herein
44 provided, and shall authorize the withholding of the appropriate premium from his salary by the
45 appropriate vendor employer.

46 Participation in the health insurance program described in this section is voluntary for vendors
47 which contract to provide human service with the following departments of the Commonwealth:
48 the Commission for the Deaf and Hard of Hearing, the Department of Mental Health , the
49 Department of Mental Retardation, the Department of Social Services, the Department of
50 Transitional Assistance, the Department of Youth Services, the Disabled Persons Protection
51 Commission, the Division of Employment & Training, the Division of Medical Assistance, the

52 Executive Office for Elder Affairs, the Executive Office of Health and Human Services, the
53 Massachusetts Commission for the Blind, the Massachusetts Rehabilitation Commission and the
54 Office of Child Care Services. This section does not apply to individuals or families which
55 contract directly with the Department of Social Services or the Office of Child Care Services to
56 provide foster care or in-home family daycare. This section also does not apply to individuals
57 who enter into contracts with said departments of the Commonwealth as consultants or
58 independent contractors.”

59 SECTION 4. The commission shall develop a report setting forth plan designs for plans
60 established pursuant to chapter 32A, section 10F and appropriate administrative mechanisms for
61 said plans, with the costs associated with both the benefits provided under said plans and
62 administration, and shall file the report with the house and senate committees on ways and means
63 no later than July 1, 2005.