HOUSE . . . . No. 03268

The Commonwealth of Massachusetts

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PRESENTED BY:

Todd M. Smola, (BY REQUEST)

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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 nursing facility user fees .

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PETITION OF:

NAME:	DISTRICT/ADDRESS:
Todd M. Smola	*1st Hampden*

HOUSE . . . . No. 03268

The Commonwealth of Massachusetts

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In the Year Two Thousand Eleven

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An Act relative to nursing facility user fees .

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 25 of chapter 118G of the general laws is hereby amended by striking out subsection (b)

2 and inserting in place thereof the following subsection:-

3 b) Each nursing home shall pay an assessment per non-Medicare reimbursed patient day;

4 provided however, that a nursing home built prior to 1965 with less than 100 beds shall not pay

5 such assessment. The assessment shall be sufficient in the aggregate to generate $145 million in

6 each fiscal year. The assessment shall be implemented as a broad based health care-related fee as

7 defined in 42 U.S.C. § 1396b(w)(3)(B). The assessment shall be paid to the division quarterly.

8 The division may promulgate regulations that authorize the assessment of interest on any unpaid

9 liability at a rate not to exceed an annual percentage rate of 18 per cent and late fees at a rate not

10 to exceed 5 per cent per month. The receipts from the assessment, any federal financial

11 participation received by the commonwealth as a result of expenditures funded by these

12 assessments and interest thereon shall be credited to the General Fund.