

**HOUSE . . . . . No. 4268**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*William C. Galvin*

*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 fair and equitable compensation for medical services.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>William C. Galvin</i>	<i>6th Norfolk</i>	<i>11/2/2021</i>

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By Mr. Galvin of Canton, a petition (subject to Joint Rule 12) of William C. Galvin relative to fair and equitable compensation for medical services. Financial Services.

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninety-Second General Court  
(2021-2022)**  
\_\_\_\_\_

An Act relative to fair and equitable compensation for medical services.

*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 16 of chapter 176O of the General Laws is hereby amended by striking out  
2 subsection (c) and inserting in place thereof the following subsections:

3           (c) Carriers are prohibited from reducing the payment of a negotiated rate for evaluation  
4 and management or procedural services under a participating provider agreement that are  
5 furnished by a participating provider and that are otherwise covered services solely because the  
6 provider also billed other health care services, including but not limited to minor surgery, on the  
7 same day as the evaluation and management or procedural services. Any provision of a provider  
8 agreement that allows for a reduction in reimbursement as prohibited by this subsection shall be  
9 void.

10           (d) With respect to an insured enrolled in a health benefit plan under which the carrier or  
11 utilization review organization only provides administrative services, the obligations of a carrier

- 12 or utilization review organization created by this section and related to payment shall be limited
- 13 to recommending to the third party payor that coverage should be authorized.