

**HOUSE . . . . . No. 4495**

Section 157 contained in the engrossed Bill making appropriations for the fiscal year 2017 (see House, No. 4450), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment N of House, No. 4505). July 11, 2016.

**The Commonwealth of Massachusetts**

**In the One Hundred and Eighty-Ninth General Court  
(2015-2016)**

An Act relative to transfers between health funds.

*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to provide transfers between health funds, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

*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, the executive  
2 office for administration and finance shall transfer \$15,000,000 from the Commonwealth Care  
3 Trust Fund established in section 2000 of chapter 29 of the General Laws to the Health Safety  
4 Net Trust Fund established in section 66 of chapter 118E of the General Laws. The executive  
5 office of health and human services and the health safety net office shall fund the hospital fiscal  
6 year 2017 payment amount to each hospital for services provided to low-income, uninsured or  
7 underinsured residents pursuant to said section 66 and 69 of said chapter 118E from the Health  
8 Safety Net Trust Fund. Payments may be made either as safety net care payments under the  
9 commonwealth's waiver pursuant to section 1115 of the Social Security Act or as an adjustment  
10 to Title XIX service rate payments or a combination of both. Other federally-permissible funding

11 mechanisms available for public service hospitals, as defined by regulations of the executive  
12 office of health and human services, may be used to reimburse up to \$70,000,000 of  
13 uncompensated care at the hospitals using sources distinct from the funding made available to  
14 the Health Safety Net Trust Fund. The secretary of administration and finance, in consultation  
15 with the secretary of health and human services and the executive director of the commonwealth  
16 health insurance connector authority, shall evaluate on a quarterly basis the revenue needs of the  
17 health safety net program funded by the Health Safety Net Trust Fund and subsidized health  
18 insurance programs funded by the Commonwealth Care Trust Fund and, if necessary, transfer  
19 money between these funds to ensure that sufficient revenues are available to support projected  
20 program expenditures. The secretary of administration and finance shall report any transfers  
21 made between the Health Safety Net Trust Fund and the Commonwealth Care Trust Fund to the  
22 house and senate committees on ways and means and the joint committee on health care  
23 financing at least 30 days before making any such transfers.

24 SECTION 2. This act shall take effect as of July 1, 2016.