

HOUSE No. 534

The Commonwealth of Massachusetts

PRESENTED BY:

Brian S. Dempsey

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 reserving beds in nursing homes for residents during certain leaves of absence.

PETITION OF:

NAME:

Brian S. Dempsey

DISTRICT/ADDRESS:

3rd Essex

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 607 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO RESERVING BEDS IN NURSING HOMES FOR RESIDENTS DURING CERTAIN LEAVES OF ABSENCE.

*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 14A of chapter 118E of the General Laws is hereby amended by adding the following paragraphs:
2 In the event that a nursing facility resident who is a MassHealth recipient enters a hospital, the division shall pay to
3 preserve his or her bed in the nursing facility for a period of up to 10 days. The division shall reimburse the nursing
4 facility for the medical leave of absence, which shall include an observation stay in a hospital in excess of twenty-
5 four hours, at the recipient's pre-absence rate during the medical leave and upon the resident's return.
6 In the event that a nursing facility resident who is a MassHealth recipient leaves the nursing facility for
7 non-medical reasons, the division shall pay to preserve his or her bed in the facility for a period of up to 15
8 days. The division shall reimburse the nursing facility for the non-medical leave of absence at the recipient's pre-
9 absence rate during the non-medical leave and upon the resident's return.
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