

HOUSE No. 554

The Commonwealth of Massachusetts

PRESENTED BY:

Todd M. Smola

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 .

PETITION OF:

NAME:

Todd M. Smola

DISTRICT/ADDRESS:

1st Hampden

HOUSE No. 554

By Mr. Smola of Palmer, a petition (accompanied by bill, House, No. 554) of Todd M. Smola relative to nursing facility user fees. Elder Affairs.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
 HOUSE
 , NO. 3268 OF 2011-2012.]

The Commonwealth of Massachusetts

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In the Year Two Thousand Thirteen
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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
2 subsection (b) 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.