

**HOUSE . . . . . No. 972**

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The Commonwealth of Massachusetts

PRESENTED BY:

*Tackey Chan*

*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 to reduce liability of acute hospitals to Health Safety Net Trust Fund.

PETITION OF:

NAME:

*Tackey Chan*

DISTRICT/ADDRESS:

*2nd Norfolk*

**HOUSE . . . . . No. 972**

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By Mr. Chan of Quincy, a petition (accompanied by bill, House, No. 972) of Tackey Chan for legislation to reduce the liability of acute hospitals relative to the Health Safety Net Trust Fund. Health Care Financing.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1011 OF 2013-2014.]

The Commonwealth of Massachusetts

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

An Act to reduce liability of acute hospitals to Health Safety Net Trust Fund.

*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. Subsection (b) of section 65 of Chapter 118E, as appearing in the 2012  
2 Official Edition, is hereby amended by striking the first clause and inserting in place thereof the  
3 following clause:--

4 (i) to administer the Health Safety Net Trust Fund, established under section 66, and to  
5 require payments to the fund consistent with surcharge payors' liability to the fund, as  
6 determined under section 68, and any further regulations promulgated by the office;

7 SECTION 2. Subsection (b) of section 66 of said Chapter 118E, as amended by section  
8 98 of chapter 38 of the acts of 2013, is hereby amended by striking out the first sentence and  
9 inserting in place thereof the following sentence:--

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11           The fund shall consist of: (i) all amounts paid by surcharge payors under section 68; (ii)  
12 all appropriations for the purpose of payments to acute hospitals or community health centers for  
13 health services provided to uninsured and underinsured residents; (iii) any transfers from the  
14 Commonwealth Care Trust Fund, established under section 2000 of chapter 29; and (iv) all  
15 property and securities acquired by and through the use of monies belonging to the fund and all  
16 interest thereon.

17           SECTION 3. Section 67 of said Chapter 118E, as amended by section 99 of chapter 38 of  
18 the acts of 2013, is hereby repealed.

19           SECTION 4. Subsection (b) of section 69 of Chapter 118 of the General Laws, as  
20 appearing in the 2012 Official Edition, shall be amended by striking the second sentence and  
21 inserting in place thereof the following two sentences:

22           If a shortfall in revenue exists in any fund fiscal year to cover projected costs for  
23 reimbursement of health services, the office shall allocate the financial responsibility for such  
24 shortfall among the surcharge payors in proportion to each surcharge payor's required surcharge  
25 payments in that fund fiscal year. The office may promulgate regulations consistent with this  
26 provision.”