

**SENATE . . . . . No. 319**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**Moore, Richard (SEN)**

*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 During Certain Leaves of Absence.**

PETITION OF:

NAME:

Moore, Richard (SEN)

DISTRICT/ADDRESS:

Worcester and Norfolk

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. S00416 OF 2007-2008.]

## The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine

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### AN ACT RELATIVE TO RESERVING BEDS IN NURSING HOMES 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 1. Section 14A of chapter 118E of the General Laws, as appearing in the 2006  
2 Official Edition, is hereby amended by adding the following paragraphs:

3           In the event that a nursing facility resident who is a MassHealth recipient enters a hospital, the  
4 division shall pay to preserve his or her bed in the nursing facility for a period of up to 10 days.  
5           The division shall reimburse the nursing facility for the medical leave of absence, which shall  
6 include an observation stay in a hospital in excess of twenty-four hours, at the recipient's pre-  
7 absence rate during the medical leave and upon the resident's return.

8           In the event that a nursing facility resident who is a MassHealth recipient leaves the nursing  
9 facility for non-medical reasons, the division shall pay to preserve his or her bed in the facility  
10 for a period of up to 15 days. The division shall reimburse the nursing facility for the non-  
11 medical leave of absence at the recipient's pre-absence rate during the non-medical leave and  
12 upon the resident's return.