

SENATE No. 614

The Commonwealth of Massachusetts

PRESENTED BY:

Joan B. Lovely

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 relative to community hospitals.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Joan B. Lovely</i>	<i>Second Essex</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>
<i>Theodore C. Speliotis</i>	<i>13th Essex</i>

SENATE No. 614

By Ms. Lovely, a petition (accompanied by bill, Senate, No. 614) of Joan B. Lovely, Michael O. Moore and Theodore C. Speliotis for legislation relative to community hospitals. Health Care Financing.

The Commonwealth of Massachusetts

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

An Act relative to community hospitals.

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. (a) Notwithstanding any general or special law to the contrary, a
2 community hospital, as defined by the Center for Health Information and Analysis, (the Center)
3 that intends to provide non-emergency angioplasty (elective percutaneous coronary intervention)
4 with non-cardiac surgery on site (non-surgery on site or non-SOS), may apply for a waiver of the
5 Department of Public Health’s (DPH or Department) hospital licensure regulation 105 CMR
6 130.975(B)(1) and receive approval from the Department of such waiver application in order to
7 provide elective percutaneous coronary intervention. The Department shall grant approval if it
8 finds that the hospital: (1) participated in the Department’s Primary Angioplasty Special Project;
9 (2) completes and submits an attestation with the Department that reflects the purpose and
10 includes substantially similar terms and conditions as those set forth in the Department’s
11 attestation waiver for the continuation of service as provided to participants of the MASS
12 COMM Post-Randomization Phase Cohort Study; and (3) submits a plan to the Department to
13 demonstrate that waiver would (i) reduce travel time for patients, (ii) maintain or improve quality

14 as compared to hospitals without on-site cardiac surgery, (iii) generate cost savings for patients
15 and payers, (iv) if applicable, facilitate the operational and clinical integration of any health care
16 system of which it is a member, and (v) not adversely impact the volume of any other
17 community hospital. Upon determination that the hospital meets the relevant requirements, the
18 waiver application shall be deemed approved. This review and approval process shall not exceed
19 30 days after receipt of application for waiver under this section. All community hospitals shall
20 obtain deemed approval pursuant to this requirement prior to operating such a program.