

SENATE No. 708

The Commonwealth of Massachusetts

PRESENTED BY:

Rebecca L. Rausch

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 enhancing post-pregnancy mental health care.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Rebecca L. Rausch</i>	<i>Norfolk, Worcester and Middlesex</i>	
<i>Josh S. Cutler</i>	<i>6th Plymouth</i>	<i>2/2/2023</i>
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>	<i>2/3/2023</i>
<i>Lydia Edwards</i>	<i>Third Suffolk</i>	<i>2/6/2023</i>
<i>James K. Hawkins</i>	<i>2nd Bristol</i>	<i>2/7/2023</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	<i>2/14/2023</i>

SENATE No. 708

By Ms. Rausch, a petition (accompanied by bill, Senate, No. 708) of Rebecca L. Rausch, Josh S. Cutler, Jason M. Lewis, Lydia Edwards and other members of the General Court for legislation to enhance post-pregnancy mental health care. Financial Services.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act enhancing post-pregnancy mental health care.

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 17C of chapter 32A of the General Laws, as appearing in the 2020
2 Official Edition and as amended by chapter 127 of the acts of 2022, is hereby amended by
3 inserting after the words “postpartum care,” the following words:- “including post-pregnancy
4 mental health care,”.

5 SECTION 2. Said section 17C of said chapter 32A, as so appearing, is hereby further
6 amended by adding the following sentences:-

7 Coverage for post-pregnancy mental health care, including without limitation postpartum
8 mental health care and post-miscarriage mental health care, provided under this section shall not
9 be subject to any deductible, coinsurance, copayment or any other cost-sharing requirement.

10 Coverage offered under this section shall not impose unreasonable restrictions or delays in the
11 coverage. Benefits for an enrollee under this section shall be the same for the enrollee’s covered
12 spouse and covered dependents. The commission shall ensure plan compliance with this chapter.

13 SECTION 3. Section 10A of chapter 118E of the General Laws, as appearing in the 2020
14 Official Edition and as amended by chapter 127 of the acts of 2022, is hereby amended by
15 inserting, in line 2, after the words “postpartum care” the following words:- , including post-
16 pregnancy mental health care.

17 SECTION 4. Said section 10A of said chapter 118E, as so appearing, is hereby further
18 amended by adding the following sentences:-

19 Benefits for an enrollee under this section shall be the same for the enrollee’s covered
20 spouse and covered dependents.

21 Nothing in this section shall be construed to deny or restrict the division’s authority to
22 ensure its contracted health insurers, health plans, health maintenance organizations, behavioral
23 health management firms and third-party administrators under contract to a Medicaid managed
24 care organization or primary care clinician plan are in compliance with this chapter.

25 SECTION 5. Section 10E of said chapter 118E, as so appearing, is hereby amended and
26 by inserting after the words “gynecological care” in lines 20-21, the following words:- “,
27 including post-pregnancy mental health care”.

28 SECTION 6. Section 47F of chapter 175 of the General Laws, as appearing in the 2020
29 Official Edition and as amended by chapter 127 of the acts of 2022, is hereby amended, in line
30 21, by inserting after the words “post partum care” the following words:- , including post-
31 pregnancy mental health care.

32 SECTION 7. Said section 47F of said chapter 175, as so appearing, is hereby further
33 amended in the first sentence by inserting after the word “care” the following words:- or post-
34 pregnancy mental health care.

35 SECTION 8. Section 8H of chapter 176A of the General Laws, as appearing in the 2020
36 Official Edition and as amended by chapter 127 of the acts of 2022, is hereby amended, in lines
37 7-8, by inserting after the words “post partum care” the following words:- , including post-
38 pregnancy mental health care.

39 SECTION 9. Said section 8H of said chapter 176A, as so appearing, is hereby further
40 amended by inserting in the first sentence of the fourth paragraph by inserting after the word
41 “care” the following words:- or post-pregnancy mental health care.

42 SECTION 10. Section 4H of chapter 176B of the General Laws, as appearing in the 2020
43 Official Edition and as amended by chapter 127 of the acts of 2022, is hereby amended, in line 8,
44 by inserting after the words “post partum care” the following words:- , including post-pregnancy
45 mental health care.

46 SECTION 11. Said section 4H of said chapter 176B, as so appearing, is hereby further
47 amended in the first sentence of the fourth paragraph by inserting after the word “care” the
48 following words:- or post-pregnancy mental health care.

49 SECTION 12. Section 4I of chapter 176G of the General Laws, as appearing in the 2020
50 Official Edition and as amended by chapter 127 of the acts of 2022, is hereby amended in line 2
51 by inserting after the words “postpartum care” the following words:- , including post-pregnancy
52 mental health care.

53 SECTION 13. Said section 4I of said chapter 176G, as so appearing, is hereby further
54 amended in the first sentence of the third paragraph by inserting after the word “care” the
55 following words:- or post-pregnancy mental health care.

56 SECTION 14. This act shall take effect 6 months after its passage.