

**SENATE . . . . . No. 871**

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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 to Require Equitable Payment from the Commonwealth.**

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Moore, Richard (SEN)	Worcester and Norfolk
Angelo M. Scaccia	14th Suffolk

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. S00671 OF 2007-2008.]

## The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine

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### AN ACT TO REQUIRE EQUITABLE PAYMENT FROM THE COMMONWEALTH.

*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 16 of chapter 6A, as appearing in the 2006 Official edition of the  
2   General Laws, is amended by adding, at the end of the thereof, after the word, “programs.” the  
3   following:--

4           And provided further that the secretary of the executive office of health and  
5   human services shall ensure that network hospitals are compensated at their full negotiated rate  
6   for behavioral health services provided to MassHealth patients who are also clients of agencies  
7   within the executive office of health and human services and for whom no appropriate  
8   alternative placement is available. Provided however, such compensation shall only be provided  
9   if the hospital can document that it has engaged in good faith efforts to place said clients in any  
10   appropriate alternative setting.