

HOUSE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Louis L. Kafka

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 the health insurance of children of divorced parents.

PETITION OF:

NAME:

Louis L. Kafka

DISTRICT/ADDRESS:

8th Norfolk

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 981 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO THE HEALTH INSURANCE OF CHILDREN OF DIVORCED PARENTS..

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.

2
3 1. Notwithstanding any general or special law to the contrary, Chapter 1751 of the
4 Massachusetts General Laws, as appearing in the 1996 Official Edition, shall be
5 amended by adding at the end thereof the following section:-

6 2.

7 3. Section 23. If a child is covered under a health insurance policy issued to the
8 child's non-custodial parent, the issuer of the policy shall do all of the following:

9
10 (1) Provide necessary information and/or documents to the child's custodial parent or legal
11 guardian to enable the child to obtain benefits under the health insurance policy.

12
13 (2) Permit the child's custodial parent or legal guardian (or the provider, with the custodial parent's
14 or legal guardian's approval) to submit claims for payment for covered services without the
15 approval of the non-custodial parent.

16
17 (3) Make payments on claims submitted in accordance with paragraph (2) directly to the custodial
18 parent or legal guardian, the provider of the health care services, or the state Medicaid agency.

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20 (4) Provide written notification of policy adjustment or termination to the child's custodial parent
21 or legal guardian concurrent with notification to the policyholder.
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