

**HOUSE . . . . . No.**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**Martin J. Walsh**

*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 Group Purchasing of Health Insurance for Private Sector Human Service Workers.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Martin J. Walsh

13th Suffolk

Frank Callahan

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1117 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 GROUP PURCHASING OF HEALTH INSURANCE FOR PRIVATE  
SECTOR HUMAN SERVICE WORKERS.**

*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. M.G.L. c. 32A, Section 2b, is amended effective January 1, 2006, by  
2 inserting after “United States” in line 2 the following: “and a person who is an employee of a  
3 vendor which provides human services and which is under contract with any agency within the  
4 Executive Office of Health and Human Services.”

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6           SECTION 2. M.G.L. c. 32A, Section 2c, is amended effective January 1, 2006, by inserting  
7 after “Massachusetts” in line 1 the following: “or employer of any employee, as defined in  
8 Subsection (b).”

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10          SECTION 3. M.G.L. 32A is amended effective January 1, 2006, by adding “Section 10F  
11 Insurance for employees of human service vendor employers. The commission shall negotiate  
12 with and purchase on such terms as it deems to be in the best interest of the Commonwealth, the  
13 vendor employers covered under this section chapter, and the affected employees and their  
14 dependents, from one or more insurance companies or non-profit hospital, medical, or other  
15 service corporations, a policy or policies of group general or blanket insurance providing  
16 hospital, surgical, medical, and other health insurance benefits for said agency employees and  
17 their dependents. Such policy or policies shall consist of a schedule of hospital, surgical,

18 medical, dental, and other health insurance benefits purchased by the Commonwealth under the  
19 provisions of section four, or the schedule of hospital, surgical, medical, dental, and other health  
20 insurance benefits purchased by counties, cities, towns, and districts under the provisions of  
21 section three chapter thirty-two B.

- 22 (a) With respect to any period of insurance which is in effect for the vendor employees and  
23 their dependents, the full cost of the insurance shall be borne by the vendor employer and  
24 the participating employee. The Commonwealth will not be responsible for contributing  
25 to the cost of this insurance.
- 26 (b) The employee's per cent share of the premium shall be withheld by the appropriate  
27 employer from the employee's salary on a periodic basis, and shall be forwarded to the  
28 Group Insurance Commission, heretofore referred to as The Commission, in accordance  
29 with its rules and regulations.
- 30 (c) The Commission shall determine at least annually, or sooner, the amount of premiums for  
31 each health plan which shall be reimbursed to the Commonwealth by each contracting  
32 agency having employees insured under this section. The Commission shall also  
33 determine, at least annually, the portion of the commission's expense of administering  
34 this hospital, surgical, medical, and other health insurance coverage for the employees of  
35 vendor employer for this coverage. After such determinations, the commission shall  
36 assess each agency an administrative charge equal to their pro rata share of the cost of  
37 administering the program.
- 38 (d) Any dividend or refund accepted by the commission from any insurance carrier as a  
39 result of the contract negotiated under this section shall be deposited by the commission  
40 with the state treasurer as provided in section nine. The commission shall determine the  
41 amount of dividend or refund apportionable to the various vendor employers having  
42 employees insured hereunder, and shall reduce the administrative expenses in section (c)  
43 attributable to each such vendor employer by the amount of refund attributable thereto.
- 44 (e) Each employee of a vendor employer to whom this chapter applies shall furnish the  
45 commission, in such form as it shall prescribe, such information as is necessary to insure  
46 himself or himself and his dependents under the hospital, surgical, medical, and other  
47 health insurance herein provided, and shall authorize the withholding of the appropriate  
48 premium from his salary by the appropriate vendor employer.
- 49 (f) Participation in the health insurance program described in this section is voluntary for  
50 vendors which contract to provide human service with the following departments of the  
51 Commonwealth: the Commission for the Deaf and Hard of Hearing, the Department of  
52 Mental Health , the Department of Mental Retardation, the Department of Social  
53 Services, the Department of Transitional Assistance, the Department of Youth Services,  
54 the Disabled Persons Protection Commission, the Division of Employment & Training,  
55 the Division of Medical Assistance, the Executive Office for Elder Affairs, the Executive  
56 Office of Health and Human Services, the Massachusetts Commission for the Blind, the  
57 Massachusetts Rehabilitation Commission and the Office of Child Care Services. This  
58 section does not apply to individuals or families which contract directly with the  
59 Department of Social Services or the Office of Child Care Services to provide foster care  
60 or in-home family daycare. This section also does not apply to individuals who enter into  
61 contracts with said departments of the Commonwealth as consultants or independent  
62 contractors.”

63 SECTION 4. The commission shall develop a report setting forth plan designs for plans  
64 established pursuant to chapter 32A, section 10F and appropriate administrative mechanisms  
65 for said plans, with the costs associated with both the benefits provided under said plans and  
66 administration, and shall file the report with the house and senate committees on ways and  
67 means no later than July 1, 2005.

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