

SENATE No.

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 Relative to Reserving Beds in Nursing Homes During Certain Leaves of Absence.

PETITION OF:

NAME:

Moore, Richard (SEN)

DISTRICT/ADDRESS:

Worcester and Norfolk

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. S00416 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

**AN ACT RELATIVE TO RESERVING BEDS IN NURSING HOMES DURING CERTAIN
LEAVES OF ABSENCE.**

*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 14A of chapter 118E of the General Laws, as appearing in the 2006
2 Official Edition, is hereby amended by adding the following paragraphs:

3 In the event that a nursing facility resident who is a MassHealth recipient enters a hospital, the
4 division shall pay to preserve his or her bed in the nursing facility for a period of up to 10 days.

5 The division shall reimburse the nursing facility for the medical leave of absence, which shall
6 include an observation stay in a hospital in excess of twenty-four hours, at the recipient's pre-
7 absence rate during the medical leave and upon the resident's return.

8 In the event that a nursing facility resident who is a MassHealth recipient leaves the nursing
9 facility for non-medical reasons, the division shall pay to preserve his or her bed in the facility
10 for a period of up to 15 days. The division shall reimburse the nursing facility for the non-

- 11 medical leave of absence at the recipient's pre-absence rate during the non-medical leave and
- 12 upon the resident's return.