

HOUSE No. 1070

The Commonwealth of Massachusetts

PRESENTED BY:

Kay Khan

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 to further define medical necessity determinations.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Kay Khan</i>	<i>11th Middlesex</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>
<i>Patricia A. Haddad</i>	<i>5th Bristol</i>
<i>Elizabeth A. Malia</i>	<i>11th Suffolk</i>
<i>Angelo M. Scaccia</i>	<i>14th Suffolk</i>

HOUSE No. 1070

By Ms. Khan of Newton, a petition (accompanied by bill, House, No. 1070) of Kay Khan and others relative to the determination of medically necessary services for mental health treatment. Mental Health, Substance Use and Recovery.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 1795 OF 2015-2016.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act to further define medical necessity determinations.

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 8A of Chapter 118E, as appearing in the 2012 Official Edition, is
2 hereby amended by inserting at the end of the definition “Medically necessary services” the
3 following sentence:-

4 “Medically necessary services for mental health treatment shall be determined by the
5 treating clinician in consultation with the patient and noted in the patient’s medical record.”

6 SECTION 2. Section 16 (b) of Chapter 176O, as appearing in the 2012 Official Edition,
7 is hereby amended by inserting after the word “restriction.”, in line 33, the following sentence:-

8 “Medical necessity for mental health services shall be determined by the treating clinician
9 in consultation with the patient and noted in the patient’s medical record.”