

SENATE No. 622

The Commonwealth of Massachusetts

PRESENTED BY:

Mark C. Montigny

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 prohibiting unscrupulous medical referral restrictions.

PETITION OF:

NAME:

Mark C. Montigny

DISTRICT/ADDRESS:

Second Bristol and Plymouth

SENATE No. 622

By Mr. Montigny, a petition (accompanied by bill, Senate, No. 622) of Mark C. Montigny for legislation to prohibit unscrupulous medical referral restrictions. Financial Services.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act prohibiting unscrupulous medical referral restrictions.

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 11 of chapter 6D of the General Laws, as so appearing in the 2016
2 Official Edition, is hereby amended by inserting after subsection (e) the following subsection:-

3 (f) The commission may suspend, revoke, or refuse to renew a provider organization’s
4 registration upon a violation of section 187 of chapter 149.

5 SECTION 2. Section 187 of chapter 149 of the General Laws, as so appearing, is hereby
6 amended by inserting after paragraph (4) the following new paragraph:-

7 (5) refers a patient to an outside health care facility or provider if: (i) the outside health
8 care facility or provider is that other than the health care provider’s health care facility or place
9 of employment and (ii) the health care provider reasonably believes said referral is in the best
10 interest of the patient or at the direct request of the patient.