



Commonwealth of Massachusetts
Executive Office of Health and Human Services
Office of Medicaid
www.mass.gov/masshealth

Continuous Skilled Nursing Agency Bulletin 24

DATE: November 2025

TO: Continuous Skilled Nursing Agency Providers Participating in MassHealth

FROM: Mike Levine, Undersecretary for MassHealth

RE: **Prohibited Contracts or Agreements with Medicaid Members Receiving Continuous Skilled Nursing Services**

Introduction

This bulletin notifies continuous skilled nursing (CSN) agencies that they cannot charge MassHealth members or their families a financial fee for retaining the services of a nurse previously employed by the CSN agency.

Prohibited Contracts or Agreements

As of the date of this bulletin, CSN agencies may not require MassHealth members or their families to sign a No Hire Agreement, Liquidated Damages, or otherwise titled contract in which the member and/or their family agrees to pay a financial fee if they directly or indirectly employ a nurse currently or previously employed by the agency. Such contracts constitute an obstruction to MassHealth members' ability to access nursing services that have been deemed medically necessary. Any contracts CSN agencies have executed with MassHealth members or their families prior to the date of this bulletin are deemed unenforceable.

Noncompliance

Agencies that do not follow the requirements in this bulletin may be subject to sanction in accordance with 130 CMR 450.238: *Sanctions: General* or the overpayment provisions in 130 CMR 450.235: *Overpayments*.

MassHealth Website

This bulletin is available on the [MassHealth Provider Bulletins](#) web page.

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Questions

If you have questions about the information in this bulletin, please contact us.

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