

MAINE STATE LEGISLATURE

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L.D. 475

Date: 4-13-16

(Filing No. H-669)

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
127TH LEGISLATURE
SECOND REGULAR SESSION

HOUSE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 314,
L.D. 475, "Resolve, To Increase MaineCare Services for Certain Recipients To Allow
Them To Remain at Home"

Amend the amendment by striking out the first 2 indented paragraphs after the
substitute title (page 1, lines 14 to 17 in amendment) and inserting the following:

'Amend the resolve by striking out all of the emergency preamble (page 1, lines 1 to
13 in L.D.).

Amend the resolve by striking out all of section 1 and inserting the following:

**'Sec. 1. Increasing reimbursement for support services for adults with
intellectual disabilities or autistic disorder. Resolved:** That, by August 1, 2016,
the Department of Health and Human Services shall amend its rules in rule Chapter 101:
MaineCare Benefits Manual, Chapter II, Section 29: Support Services for Adults with
Intellectual Disabilities or Autistic Disorder to increase the combined annual limit for
reimbursement for home support, community support, work support-individual or work
support-group, assistive technology and career planning to \$47,550. The department
shall determine the number of hours of specific support services on the basis of the
increased combined annual limit. Rules adopted pursuant to this section are routine
technical rules pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter
2-A; and be it further'

Amend the amendment by striking out all of sections 3 and 4 and inserting the
following:

'Sec. 3. Appropriations and allocations. Resolved: That the following
appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY BDS)

Developmental Services Waiver - Supports Z006

Initiative: Provides funding to increase the combined annual limit for reimbursement of
services in rule Chapter 101: MaineCare Benefits Manual, Chapter II, Section 29:
Support Services for Adults with Intellectual Disabilities or Autistic Disorder.

R O F S

HOUSE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 314, L.D. 475

1	GENERAL FUND	2015-16	2016-17
2	All Other	\$0	\$3,004,750
3			
4	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$3,004,750</u>

5 **Medicaid Services - Developmental Services 0705**

6 Initiative: Provides funding to increase the combined annual limit for reimbursement of
7 services in rule Chapter 101: MaineCare Benefits Manual, Chapter II, Section 29:
8 Support Services for Adults with Intellectual Disabilities or Autistic Disorder.

9	OTHER SPECIAL REVENUE FUNDS	2015-16	2016-17
10	All Other	\$0	\$600,000
11			
12	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$600,000</u>

13 **HEALTH AND HUMAN SERVICES,**
14 **DEPARTMENT OF (FORMERLY BDS)**
15 **DEPARTMENT TOTALS**

16		2015-16	2016-17
17	GENERAL FUND	\$0	\$3,004,750
18	OTHER SPECIAL REVENUE FUNDS	\$0	\$600,000
19			
20	DEPARTMENT TOTAL - ALL FUNDS	<u>\$0</u>	<u>\$3,604,750</u>

21 **HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)**

22 **Medical Care - Payments to Providers 0147**

23 Initiative: Provides funding to increase the combined annual limit for reimbursement of
24 services in rule Chapter 101: MaineCare Benefits Manual, Chapter II, Section 29:
25 Support Services for Adults with Intellectual Disabilities or Autistic Disorder.

26	FEDERAL EXPENDITURES FUND	2015-16	2016-17
27	All Other	\$0	\$6,395,250
28			
29	FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$6,395,250</u>

30 **Medical Care - Payments to Providers 0147**

31 Initiative: Adjusts funding as a result of the increase in the Federal Medical Assistance
32 Percentage for federal fiscal year 2017.

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HOUSE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 314, L.D. 475

1	GENERAL FUND	2015-16	2016-17
2	All Other	\$0	(\$3,004,750)
3			
4	GENERAL FUND TOTAL	<hr/>	<hr/>
		\$0	(\$3,004,750)

5	FEDERAL EXPENDITURES FUND	2015-16	2016-17
6	All Other	\$0	\$3,004,750
7			
8	FEDERAL EXPENDITURES FUND TOTAL	<hr/>	<hr/>
		\$0	\$3,004,750

9	HEALTH AND HUMAN SERVICES,		
10	DEPARTMENT OF (FORMERLY DHS)		
11	DEPARTMENT TOTALS	2015-16	2016-17
12			
13	GENERAL FUND	\$0	(\$3,004,750)
14	FEDERAL EXPENDITURES FUND	\$0	\$9,400,000
15			
16	DEPARTMENT TOTAL - ALL FUNDS	<hr/>	<hr/>
		\$0	\$6,395,250

17	SECTION TOTALS	2015-16	2016-17
18			
19	GENERAL FUND	\$0	\$0
20	FEDERAL EXPENDITURES FUND	\$0	\$9,400,000
21	OTHER SPECIAL REVENUE FUNDS	\$0	\$600,000
22			
23	SECTION TOTAL - ALL FUNDS	<hr/>	<hr/>
		\$0	\$10,000,000

24 Amend the resolve by striking out all of the emergency clause.'

25 **SUMMARY**

26 This amendment strikes the emergency preamble and emergency clause, changes the
27 date by which the Department of Health and Human Services is required to amend its
28 rules accordingly and removes appropriations and allocations for fiscal year 2015-16 for
29 so-called "Section 29" services, and removes appropriations and allocations for fiscal
30 year 2015-16 and fiscal year 2016-17 for so-called "Section 21" services. This
31 amendment also reduces the General Fund appropriation by \$3,004,750 in fiscal year

HOUSE AMENDMENT

ROFS

HOUSE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 314, L.D. 475

1 2016-17 as a result of the ability to use increased funding available in the Federal
2 Medical Assistance Percentage in fiscal year 2016-17.

3 **FISCAL NOTE REQUIRED**

4 (See attached)

5 SPONSORED BY: 
6 (Representative STUCKEY)

7 TOWN: Portland



127th MAINE LEGISLATURE

LD 475

LR 1371(09)

Resolve, To Increase MaineCare Services for Adults with Intellectual Disabilities or Autistic Disorder

Fiscal Note for House Amendment *Cy* to Committee Amendment "A"

Sponsor: Rep. Stuckey of Portland

Fiscal Note Required: Yes

Fiscal Note

	FY 2015-16	FY 2016-17	Projections FY 2017-18	Projections FY 2018-19
Net Cost (Savings)				
General Fund	(\$412,856)	(\$9,559,063)	(\$9,534,212)	(\$9,534,212)
Appropriations/Allocations				
General Fund	(\$412,856)	(\$9,559,063)	(\$9,534,212)	(\$9,534,212)
Federal Expenditures Fund	(\$825,843)	(\$10,945,320)	(\$10,970,171)	(\$10,970,171)
Other Special Revenue Funds	(\$79,066)	(\$1,308,790)	(\$1,308,790)	(\$1,308,790)
Revenue				
Federal Expenditures Fund	(\$825,843)	(\$13,950,070)	(\$13,974,921)	(\$13,974,921)
Other Special Revenue Funds	(\$79,066)	(\$1,308,790)	(\$1,308,790)	(\$1,308,790)

Fiscal Detail and Notes

This amendment removes the emergency preamble and emergency clause from the bill and adjusts the total funding to \$10,000,000 for the services provided under Section 29: Home and Community Benefits for Members with Intellectual Disabilities or Autistic Disorder. In accord with a later start date, this amendment removes the General Fund appropriation to the Department of Health and Human Services (DHHS) of \$412,856 in fiscal year 2015-16. Federal Expenditures Fund and Other Special Revenue Funds allocations in fiscal year 2015-16 are also removed. To adjust total funding for Section 29 services, this amendment also reduces the General Fund appropriation to DHHS by \$1,746,713 in fiscal year 2016-17. Federal Expenditures Fund and Other Special Revenue Funds allocations in fiscal year 2016-17 are also reduced. Furthermore, this amendment reduces the General Fund appropriation by \$4,807,600 for the removal of the funding for the services provided under Section 21: Home and Community Benefits for Members with Intellectual Disabilities or Autistic Disorder. Federal Expenditures Fund and Other Special Revenue Funds allocations in fiscal year 2016-17 are also reduced for the removal of Section 21 services funding. Finally, this amendment reduces the General Fund appropriation to Medical Care - Payments to Providers by \$3,004,750 in fiscal year 2016-17 as a result of the ability to use increased funding available in the Federal Medical Assistance Percentage in fiscal year 2016-17. As amended, the bill has no net General Fund cost in the 2016-2017 biennium.