

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

Majority

pmg
RCOS
1
2

Date: 3/30/16

L.D. 1498

(Filing No. H-620)

3 HEALTH AND HUMAN SERVICES

4 Reproduced and distributed under the direction of the Clerk of the House.

5 STATE OF MAINE

6 HOUSE OF REPRESENTATIVES

7 127TH LEGISLATURE

8 SECOND REGULAR SESSION

9 COMMITTEE AMENDMENT "A" to H.P. 1021, L.D. 1498, Bill, "An Act To
10 Clarify Medicaid Managed Care Ombudsman Services"

11 Amend the bill by striking out the title and substituting the following:

12 '**An Act To Clarify Medicaid Ombudsman Services'**

13 Amend the bill in section 1 in §3174-X in subsection 1 in paragraph A in the 2nd line
14 (page 1, line 8 in L.D.) by inserting after the following: "Act." the following: "Children's
15 health insurance program" includes the Cub Care program, which is established in section
16 3174-T, the federal Children's Health Insurance Program, or CHIP, and the federal State
17 Children's Health Insurance Program, or S-CHIP.'

18 Amend the bill in section 1 in §3174-X in subsection 1 by striking out all of
19 paragraph C (page 1, lines 11 to 16 in L.D.).

20 Amend the bill in section 1 in §3174-X in subsection 1 in paragraph E in the 2nd line
21 (page 1, line 20 in L.D.) by inserting after the following: "workshops" the following: 'for
22 members, eligible members and health care providers, social service providers and health
23 insurance navigators, brokers and agents'

24 Amend the bill in section 1 in §3174-X in subsection 1 in paragraph E in the last line
25 (page 1, line 25 in L.D.) by inserting after the following: "programs" the following: 'such
26 as, but not limited to, prescription assistance programs'

27 Amend the bill in section 1 in §3174-X in subsection 1 by relettering the paragraphs
28 to read alphabetically.

29 Amend the bill in section 1 in §3174-X in subsection 2 in the 2nd line (page 1, line 28
30 in L.D.) by striking out the following: "managed care"

31 Amend the bill in section 1 in §3174-X in subsection 2 in the 10th line (page 1, line
32 36 in L.D.) by inserting after the following: "navigators" the following: ', brokers, agents'

33 Amend the bill in section 1 in §3174-X in subsection 2 in the last line (page 1, line 38
34 in L.D.) by inserting after the following: "program." the following: 'If members or
35 eligible members described in this subsection are applying for or receiving long-term care

COMMITTEE AMENDMENT

1 home-based and community-based services or institutional services, ombudsman
2 assistance for those services is provided by the long-term care ombudsman program
3 established pursuant to section 5106, subsection 11-C. The program shall coordinate with
4 the long-term care ombudsman program on activities, including but not limited to
5 marketing, outreach and referral services.'

6 Amend the bill in section 1 in §3174-X in subsection 9 in the last line (page 3, line 16
7 in L.D.) by inserting after the following: "subsection 3." the following: 'The program
8 shall also report annually by January 1st to the joint standing committee of the
9 Legislature having jurisdiction over health and human services matters on the activities
10 and services of the program, priorities that may have been set by the program among
11 types of inquiries and complaints, waiting lists for services and the provision of outreach
12 services and recommendations for changes in statute, rules or policy to improve the
13 provision of services.'

14 Amend the bill in section 1 in §3174-X in subsection 10 in the 2nd and 3rd lines
15 (page 3, lines 18 and 19 in L.D.) by striking out the following: 'for use as the state seed
16 money for such a contract and General Fund money is not required'

17 SUMMARY

18 This amendment makes the following changes to the bill.

19 1. It clarifies that the children's health insurance program is also known as Cubcare,
20 CHIP and S-CHIP.

21 2. It clarifies that the definition of "outreach and education" includes workshops for
22 members, eligible members and health care providers, social service providers and health
23 insurance navigators, brokers and agents and that screenings for eligibility include but are
24 not limited to prescription assistance programs.

25 3. It strikes references to managed care, including in the title of the bill.

26 4. It clarifies that the long-term care ombudsman program established pursuant to the
27 Maine Revised Statutes, Title 22, section 5106, subsection 11-C continues to provide
28 services for those receiving long-term care home-based and community-based or
29 institutional services.

30 5. It requires the Medicaid ombudsman program to provide annual reports to the
31 joint standing committee of the Legislature having jurisdiction over health and human
32 services matters.

33 6. It clarifies that the program may only be contracted for with nonstate funding and
34 removes any references to state seed match.

FISCAL NOTE REQUIRED
(See attached)



127th MAINE LEGISLATURE

LD 1498

LR 2454(02)

An Act To Clarify Medicaid Managed Care Ombudsman Services

Fiscal Note for Bill as Amended by Committee Amendment "A" (H-620)
Committee: Health and Human Services
Fiscal Note Required: Yes

Fiscal Note

Contigent current biennium cost increase - Other Special Revenue Funds
Contigent current biennium revenue increase - Other Special Revenue Funds
Contigent current biennium cost increase - Federal Expenditures Fund
Contigent current biennium revenue increase - Federal Expenditures Fund

Fiscal Detail and Notes

The bill requires the Department of Health and Human Services (DHHS) to contract for certain ombudsman services for the Medicaid program. The bill stipulates this will only occur if non-state funding is available. Currently, it is not anticipated that non-state funds would be made available now or in the near future. In addition, DHHS, in consultation with the Office of the Attorney General, has indicated that the non-state funds that were utilized in the past to obtain the federal medicaid grant funds for this contract are not suitable for consideration as matching funds. If the intent is to obtain federal dollars for this program the State will need to provide matching seed money.