

MAINE STATE LEGISLATURE

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SMG
ROHS

L.D. 1436

Date: 6/14/17 Majority

(Filing No. H-508)

HEALTH AND HUMAN SERVICES

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STATE OF MAINE

HOUSE OF REPRESENTATIVES

128TH LEGISLATURE

FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 991, L.D. 1436, "Resolve, To Reduce MaineCare Spending through Targeted Nutrition Interventions"

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

Sec. 1. Department of Health and Human Services to seek demonstration waiver. Resolved: That the Department of Health and Human Services shall file an application with the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services to request a demonstration waiver under the federal Social Security Act, Section 1115 to develop a program to allow medically tailored food and nutrition interventions to be a reimbursable covered service. The program developed under the waiver is limited to patients being released from a hospital who have a high risk of readmission and have received a doctor's recommendation that certain elements of medically tailored food and nutrition interventions are necessary for the patient's health. Patients being offered medically tailored food and nutrition interventions may receive one meal per day for up to 7 days under the waiver program; and be it further

Sec. 2. Department of Health and Human Services to reimburse for medical nutritional therapy. Resolved: That the Department of Health and Human Services shall provide for reimbursement under the MaineCare program on a pilot basis for 5 years for medical nutritional therapy to treat conditions that include, but are not limited to, being overweight, obesity, hypertension, diabetes, pre-diabetes, disorders of lipid metabolism, HIV infection, unintended weight loss in older adults, chronic kidney disease, gastrointestinal conditions, malnutrition and inappropriate eating habits. For the purposes of this section, "medical nutritional therapy" means a therapeutic approach to treatment of medical conditions and their associated symptoms by use of counseling and a specifically tailored diet devised and monitored by a physician licensed pursuant to the Maine Revised Statutes, Title 32, chapter 36 or 48 or a dietitian licensed pursuant to Title 32, chapter 104 who practices in a hospital, outpatient setting or private office. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A; and be it further'

COMMITTEE AMENDMENT

ROFS

COMMITTEE AMENDMENT "A" to H.P. 991, L.D. 1436

1 Initiative: Provides appropriations and allocations for development and testing of changes
2 to the Maine Integrated Health Management System claims processing system.

3	GENERAL FUND	2017-18	2018-19
4	All Other	\$74,580	\$0
5			
6	GENERAL FUND TOTAL	<u>\$74,580</u>	<u>\$0</u>

7	FEDERAL EXPENDITURES FUND	2017-18	2018-19
8	All Other	\$223,740	\$0
9			
10	FEDERAL EXPENDITURES FUND TOTAL	<u>\$223,740</u>	<u>\$0</u>

11	HEALTH AND HUMAN SERVICES,		
12	DEPARTMENT OF (FORMERLY DHS)		
13	DEPARTMENT TOTALS	2017-18	2018-19
14			
15	GENERAL FUND	\$110,585	\$48,007
16	FEDERAL EXPENDITURES FUND	\$288,704	\$86,618
17			
18	DEPARTMENT TOTAL - ALL FUNDS	<u>\$399,289</u>	<u>\$134,625</u>
19			

20 Amend the resolve by relettering or renumbering any nonconsecutive Part letter or
21 section number to read consecutively.

22 **SUMMARY**

23 This amendment, which is the majority report of the committee, narrows the
24 medically tailored and nutrition interventions demonstration waiver program to
25 individuals who are being released from the hospital, are at risk of readmission and have
26 received a doctor's recommendation that certain elements of nutrition or foods are
27 necessary for the patient's health. Patients offered medically tailored food and nutrition
28 interventions may receive one meal per day for up to 7 days. The amendment also
29 requires the Department of Health and Human Services to reimburse under the
30 MaineCare program for medical nutritional therapy for certain conditions on a pilot basis.
31 The Department of Health and Human Services must report annually for 5 years on the
32 medically tailored food and nutritional interventions demonstration program and the
33 medical nutritional therapy pilot program.

34 The amendment also adds an appropriations and allocations section.

35 **FISCAL NOTE REQUIRED**
36 (See attached)

COMMITTEE AMENDMENT



128th MAINE LEGISLATURE

LD 1436

LR 2099(02)

Resolve, To Reduce MaineCare Spending through Targeted Nutrition Interventions

Fiscal Note for Bill as Amended by Committee Amendment *A (H-508)*

Committee: Health and Human Services

Fiscal Note Required: Yes

Fiscal Note

	FY 2017-18	FY 2018-19	Projections FY 2019-20	Projections FY 2020-21
Net Cost (Savings)				
General Fund	\$110,585	\$48,007	\$48,007	\$48,007
Appropriations/Allocations				
General Fund	\$110,585	\$48,007	\$48,007	\$48,007
Federal Expenditures Fund	\$288,704	\$86,618	\$86,618	\$86,618
Revenue				
Federal Expenditures Fund	\$64,964	\$86,618	\$86,618	\$86,618

Fiscal Detail and Notes

The bill includes General Fund appropriations to the Department of Health and Human Services of \$110,585 in fiscal year 2017-18 and \$48,007 in fiscal year 2018-19 for reimbursement of medically tailored food and nutrition interventions for certain inpatients at high risk of readmission and for a 5 year pilot program to reimburse medical nutrition therapy to treat certain conditions and for development and testing of changes to the Maine Integrated Health Management System claims processing system. Federal Expenditures Fund allocations will also be required for the FMAP match.