

# MAINE STATE LEGISLATURE

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HEALTH AND HUMAN SERVICES

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
129TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 727, L.D. 972, "Resolve, To Increase Access to Brain Injury Waiver Services"

Amend the resolve in section 3 in the last line (page 1, line 22 in L.D.) by inserting after the following: "personnel." the following: "The department shall report any findings relating to this section in the annual telehealth report due January 1, 2021, submitted to the joint standing committee of the Legislature having jurisdiction over health and human services matters pursuant to the Maine Revised Statutes, Title 22, section 3173-H, subsection 3."

Amend the resolve by adding after section 3 the following:

'Sec. 4. Department of Health and Human Services to submit waiver amendment. Resolved: That the Department of Health and Human Services shall submit a request to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services no later than November 1, 2019 to request approval to amend the brain injury waiver under department rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 18 to increase MaineCare reimbursement rates pursuant to section 1.

Sec. 5. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF
Medicaid Waiver for Brain Injury Residential /Community Serv Z218

Initiative: Provides appropriations and allocations to amend rules in Chapter 101: MaineCare Benefits Manual, Chapter III, Section 18, Allowances for Home and Community-Based Services for Adults with Brain Injury to increase rates and unit caps for certain services.

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 727, L.D. 972

1	<b>GENERAL FUND</b>	<b>2019-20</b>	<b>2020-21</b>
2	All Other	\$60,587	\$122,182
3			
4	GENERAL FUND TOTAL	<u>\$60,587</u>	<u>\$122,182</u>

**Medical Care - Payments to Providers 0147**

Initiative: Provides appropriations and allocations to amend rules in Chapter 101: MaineCare Benefits Manual, Chapter III, Section 18, Allowances for Home and Community-Based Services for Adults with Brain Injury to increase rates and unit caps for certain services.

10	<b>FEDERAL EXPENDITURES FUND</b>	<b>2019-20</b>	<b>2020-21</b>
11	All Other	\$129,124	\$257,240
12			
13	FEDERAL EXPENDITURES FUND TOTAL	<u>\$129,124</u>	<u>\$257,240</u>

14	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2019-20</b>	<b>2020-21</b>
15	All Other	\$12,109	\$24,218
16			
17	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$12,109</u>	<u>\$24,218</u>

**Office of MaineCare Services 0129**

Initiative: Provides one-time appropriations and allocations for required technology changes.

21	<b>GENERAL FUND</b>	<b>2019-20</b>	<b>2020-21</b>
22	All Other	\$1,482	\$0
23			
24	GENERAL FUND TOTAL	<u>\$1,482</u>	<u>\$0</u>

25	<b>FEDERAL EXPENDITURES FUND</b>	<b>2019-20</b>	<b>2020-21</b>
26	All Other	\$4,446	\$0
27			
28	FEDERAL EXPENDITURES FUND TOTAL	<u>\$4,446</u>	<u>\$0</u>

**HEALTH AND HUMAN SERVICES,  
DEPARTMENT OF  
DEPARTMENT TOTALS**

**2019-20                      2020-21**

1	<b>GENERAL FUND</b>	<b>\$62,069</b>	<b>\$122,182</b>
2	<b>FEDERAL EXPENDITURES FUND</b>	<b>\$133,570</b>	<b>\$257,240</b>
3	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$12,109</b>	<b>\$24,218</b>
4			
5	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$207,748</b>	<b>\$403,640</b>
6			

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

9 **SUMMARY**

10 This amendment clarifies that the Department of Health and Human Services must  
11 seek approval from the United States Department of Health and Human Services, Centers  
12 for Medicare and Medicaid Services to amend the brain injury waiver to increase rates for  
13 Home Support (Residential Habilitation) Level I to no less than \$8.63 per quarter hour. It  
14 also requires the department to include any findings from exploring telehealth  
15 opportunities for brain injury services to be submitted to the joint standing committee of  
16 the Legislature having jurisdiction over health and human services matters as part of the  
17 annual telehealth report. The amendment also adds an appropriations and allocations  
18 section.

19 **FISCAL NOTE REQUIRED**

20 (See attached)



# 129th MAINE LEGISLATURE

LD 972

LR 419(02)

Resolve, To Increase Access to Brain Injury Waiver Services

Fiscal Note for Bill as Amended by Committee Amendment

*A. (H-245)*

Committee: Health and Human Services

Fiscal Note Required: Yes

## Fiscal Note

	FY 2019-20	FY 2020-21	Projections FY 2021-22	Projections FY 2022-23
<b>Net Cost (Savings)</b>				
General Fund	\$62,069	\$122,182	\$122,263	\$122,263
<b>Appropriations/Allocations</b>				
General Fund	\$62,069	\$122,182	\$122,263	\$122,263
Federal Expenditures Fund	\$133,570	\$257,240	\$257,159	\$257,159
Other Special Revenue Funds	\$12,109	\$24,218	\$24,218	\$24,218
<b>Revenue</b>				
Federal Expenditures Fund	\$133,570	\$257,240	\$257,159	\$257,159
Other Special Revenue Funds	\$12,109	\$24,218	\$24,218	\$24,218

### Fiscal Detail and Notes

The resolve includes General Fund appropriations to the Department of Health and Human Services of \$62,069 in fiscal year 2019-20 and \$122,182 in fiscal year 2020-21 to amend rules in Chapter 101: MaineCare Benefits Manual, Chapter III, Section 18, Allowances for Home and Community Based Services for Adults with Brain Injury to increase rates and unit caps for certain services and required technology changes. Federal Expenditures Fund allocations will also be included for the FMAP match.