

# MAINE STATE LEGISLATURE

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# 129th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2019

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Legislative Document

No. 1062

H.P. 785

House of Representatives, March 5, 2019

**An Act To Support Maine Families by Providing for Transportation  
of Parents and Guardians of MaineCare Recipients under 18 Years  
of Age to Their Appointments**

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Reference to the Committee on Health and Human Services suggested and ordered printed.

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT  
Clerk

Presented by Representative MADIGAN of Waterville.  
Cosponsored by Senator MILLETT of Cumberland and  
Representatives: AUSTIN of Skowhegan, CRAVEN of Lewiston, MEYER of Eliot, PERRY of  
Calais, STOVER of Boothbay, TALBOT ROSS of Portland, TEPLER of Topsham.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 22 MRSA §3174-BBB** is enacted to read:

3 **§3174-BBB. Coverage for transportation of parents or guardians of MaineCare**  
4 **program recipients**

5 **1. Transportation requirements.** The department shall provide nonemergency  
6 medical transportation for a parent or guardian of a MaineCare member under 18 years of  
7 age to and from providers of medical services when no other means of transportation is  
8 available to the parent or guardian in accordance with the requirements of the federal  
9 Medicaid program and regulations.

10 **2. Rulemaking.** The department shall adopt or amend rules to govern the use of  
11 nonemergency medical transportation as described in subsection 1. Rules adopted or  
12 amended pursuant to this subsection are routine technical rules as defined in Title 5,  
13 chapter 375, subchapter 2-A.

14 **3. Emergency transportation.** This section does not apply to emergency  
15 transportation services.

16 **Sec. 2. Waivers or state plan amendments.** The Department of Health and  
17 Human Services shall apply for any necessary Medicaid waivers or submit any state plan  
18 amendments to the United States Department of Health and Human Services, Centers for  
19 Medicare and Medicaid Services to receive federal matching Medicaid funds for  
20 transportation of parents or guardians of Medicaid-eligible persons under 18 years of age  
21 to and from providers of medical services when no other means of transportation is  
22 available to the parents or guardians pursuant to the Maine Revised Statutes, Title 22,  
23 section 3174-BBB. In the event that no matching federal funds are available, the  
24 Department of Health and Human Services shall cover the costs using General Fund  
25 money.

26 **SUMMARY**

27 This bill allows nonemergency medical transportation services that are currently  
28 available to MaineCare members for transportation to and from providers of medical  
29 services to be used by parents or guardians of MaineCare members under 18 years of age  
30 to and from providers of medical services when no other means of transportation is  
31 available to the parents or guardians. The bill also requires the Department of Health and  
32 Human Services to adopt or amend rules to implement this provision. The Department of  
33 Health and Human Services is required to apply for any Medicaid waivers or submit any  
34 state plan amendments to the United States Department of Health and Human Services,  
35 Centers for Medicare and Medicaid Services to receive matching funds. In the event that  
36 no matching federal funds are available, the Department of Health and Human Services is  
37 required to cover the cost using General Fund money.