

# MAINE STATE LEGISLATURE

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L.D. 2280

(Filing No. S- 538)

STATE OF MAINE  
SENATE  
112TH LEGISLATURE  
SECOND REGULAR SESSION

SENATE AMENDMENT "B" to S.P. 913, L.D. 2280,  
Bill, "AN ACT to Authorize Additional Facilities for  
Long-term Care."

Amend the Bill by striking out all of the title  
and inserting in its place the following:

'AN ACT to Authorize Additional Facilities for  
Long-term Care and Other Provisions Necessary for the  
Proper Operations of State Government.'

Further amend the Bill by striking out everything  
after the title and inserting in its place the fol-  
lowing:

'Emergency preamble. Whereas, Acts of the Legis-  
lature do not become effective until 90 days after  
adjournment unless enacted as emergencies; and

Whereas, there is an immediate need to make  
available additional funds for the Home Base Care -  
Elderly Medicaid Waiver financial programs; and

Whereas, in the judgment of the Legislature,  
these facts create an emergency within the meaning of  
the Constitution of Maine and require the following  
legislation as immediately necessary for the preser-  
vation of the public peace, health and safety; now,  
therefore,

Be it enacted by the People of the State of Maine as  
following:

Sec. 1. Legislative intent. It is the intent of  
the Legislature to authorize the Department of Human  
Services to include the cost of 270 new intermediate

SENATE AMENDMENT "B " to S.P. 913, L.D. 2280

1 care facility beds in its current services budget in  
2 the next biennium. It is further the intent of this  
3 Legislature that the Department of Human Services so-  
4 licit proposals for new beds and complete the certifi-  
5 cate of need approval for those 270 new beds as soon  
6 as possible, but, in any case, not later than July 1,  
7 1989.

8       **Sec. 2. Transfer authorization.** For the purpose  
9 of this section, "surplus" means an excess of  
10 \$500,000 of General Funds in the Department of Human  
11 Services Payments to Providers of Intermediate Care  
12 Account, but in no case may such transfer in any one  
13 fiscal year be more than \$500,000.

14       The purpose of this request is to allow the De-  
15 partment of Human Services to transfer, when availa-  
16 ble, surplus funds in the Payments to Providers of  
17 Intermediate Care Account to the Medical Care Pay-  
18 ments to Providers Account to aid in the payment of  
19 the state match for the Home Base Care - Elderly  
20 Medicaid Waiver financial program.

21       **Emergency clause.** In view of the emergency cited  
22 in the preamble, this Act shall take effect when ap-  
23 proved.

D. O. P.

SENATE AMENDMENT "B" to S.P. 913, L.D. 2280

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FISCAL NOTE

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The addition of 270 new beds will add \$5,400,000 in annual expenditures to the Medicaid program: \$1,700,000 from the General Fund and \$3,700,000 federal Medicaid matching funds. These funds, and consequently the additional appropriations, will not be needed until fiscal year 1988 because of the lead time required to approve and construct intermediate care facilities.

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Section 2 of this amendment allows the Department of Human Services to transfer funds between accounts.'

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STATEMENT OF FACT

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This amendment adds an emergency preamble, emergency clause and authorization to the Department of Human Services to transfer surplus funds in the payments to Providers of Intermediate Care to the Medical Care Payments to Providers to aid in the state match of the Home Base Care - Elderly Medicaid waiver financial program.

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(Sen. Berube)

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(4-15-86)

(Filing Number S-538)