

# 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)

(EMERGENCY)  
(New Draft of H.P. 266, L.D. 349)  
FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 1784

H.P. 1305 House of Representatives, June 9, 1987  
Reported by Representative MANNING from the Committee on  
Human Resources and printed under Joint Rule 2.

EDWIN H. PERT, Clerk  
Original bill sponsored by Representative CARROLL of  
Gray. Cosponsored by Representatives KIMBALL of Buxton and  
SIMPSON of Casco.

STATE OF MAINE

IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND EIGHTY-SEVEN

1 AN ACT to Provide for a Prospective  
2 Payment System for State Reimbursement  
3 of Boarding Care Facilities with More  
4 than 6 Beds, to Allow for Periodic  
5 Cost-of-living Adjustments and for  
6 Other Purposes.  
7

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

11 Whereas, certain boarding care facilities in par-  
12 ticular parts of the State are experiencing great  
13 difficulty in attracting and retaining qualified per-  
14 sonnel; and

1           Whereas, these facilities are significantly  
2 impeded by the existing reimbursement ceiling of rou-  
3 tine services; and

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

10          Be it enacted by the People of the State of Maine as  
11 follows:

12           **Sec. 1. 22 MRSA §§7907-A and 7907-B are enacted**  
13 **to read:**

14           §7907-A. Prospective payment system for boarding  
15 care facilities on a cost reimbursement ba-  
16 sis

17           The department shall develop, in consultation  
18 with provider and consumer groups, a prospective pay-  
19 ment system, to be implemented July 1, 1989, for  
20 boarding care facilities currently operating under a  
21 cost reimbursement system. This proposal shall be  
22 submitted to the joint standing committee of the Leg-  
23 islature having jurisdiction over human resources on  
24 or before February 1, 1988, setting forth the pro-  
25 posed elements of the system, together with any pro-  
26 posed legislation necessary to establish the system.  
27 The report may include proposed regulations in draft  
28 form necessary to implement the proposed prospective  
29 payment system.

30           §7907-B. Interim adjustments to reimbursements for  
31 boarding care facilities on a cost reim-  
32 bursement basis

33           On July 1, 1987, the department shall increase  
34 the ceiling on routine services so that 80% of the  
35 facilities on a cost reimbursement basis are at or  
36 below that ceiling. The ceiling shall be adjusted  
37 annually to maintain 80% of the facilities at or be-  
38 low the ceiling.

