

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 206

H.P. 154

House of Representatives, February 15, 1989

Reference to the Committee on Human Resources suggested and ordered printed.

Ed Pert

EDWIN H. PERT, Clerk

Presented by Representative BOUTILIER of Lewiston.

Cosponsored by Representative CARROLL of Gray, Representative McGOWAN of Canaan and Senator BUSTIN of Kennebec.

STATE OF MAINE

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

**An Act to Prohibit the Establishment of Maximum Limit
Reimbursement for Adjustments to the Prospective Rate for Nursing
Staff Wages.**



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

3 22 MRSA §1708, sub-§2, as repealed and replaced by PL 1975,
c. 365, §1, is amended to read:

5
7 2. **Compensation for nursing homes.** A nursing home, as
defined under section 1812-A, or any portion of a hospital or
9 institution operated as a nursing home, when the State is liable
for payment for care, shall be reimbursed at a rate established
11 by the Department of Human Services pursuant to this subsection.
The department shall not establish a so-called "flat rate." The
13 department shall establish for each nursing home a payment rate
or payment rates relating to various types of care provided in a
15 nursing home. Such rate or rates shall be based on the operating
costs attributable to each nursing home as determined by such
17 accounting and auditing standards and procedures as the
department may establish. The department may not establish a
19 maximum limit on reimbursement for adjustments to the prospective
rate for nursing staff and ancillary staff wages. The provisions
21 of this subsection shall apply to all funds, including federal
funds, paid by any agency of the State to a nursing home for
23 patient care. The provisions of this subsection shall apply,
notwithstanding any other provisions of law.

25

STATEMENT OF FACT

27

29 This bill provides that the Department of Human Services may
not establish a maximum limit on reimbursement for adjustments to
the prospective rate for nursing staff wages.