

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 362

H.P. 250

House of Representatives, February 23, 1989

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

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative DELLERT of Gardiner.

Cosponsored by Representative CLARK of Brunswick, Representative McGOWAN of Canaan and Senator CAHILL of Sagadahoc.

STATE OF MAINE

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

**An Act to Provide for Base-year Revisions for Intermediate Care
Facilities for the Mentally Retarded.**



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

3 22 MRSA §1708, sub-§2-A is enacted to read:

5 2-A. Base-year revisions. In calculating the prospective
7 per diem rate for intermediate care facilities for the mentally
9 retarded, the department shall base the facility's operating
11 costs either on the budget in the facility's certificate of need
13 or, at the facility's option, on a revised base-year budget which
15 the facility may submit at intervals of no less than 5 years.

13 STATEMENT OF FACT

15 The current system of Medicaid reimbursement to intermediate
17 care facilities for the mentally retarded bases per diem rates on
19 the operating budget contained in each facility's certificate of
21 need. This system, however, discriminates against older
23 facilities, whose budget lines for items such as maintenance and
25 repair are considerably higher now, as their physical plants age,
then they were when the certificate of need was submitted.
Moreover, the acute labor shortage of the past few years has
required intermediate care facilities for the mentally retarded
to pay wages much higher than those envisioned at the facilities'
inception.

27 This bill gives intermediate care facilities for the
mentally retarded the option of rebasing per diem rates at
29 regular intervals so that rates more accurately reflect current
costs.