

# MAINE STATE LEGISLATURE

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L.D. 1650

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DATE: 3/24/94

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M A J O R I T Y  
HUMAN RESOURCES

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
116TH LEGISLATURE  
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1230, L.D. 1650, Bill, "An Act to Clarify the Application of Nursing Facility Admissions Criteria"

Amend the bill by striking out the title and substituting the following:

'An Act to Clarify Procedures for the Nursing Facility Preadmission Assessment Program'

Further amend the bill by striking out everything after the enacting clause and before the emergency clause and inserting in its place the following:

'Sec. 1. PL 1993, c. 410, Pt. FF, §13, 2nd ¶ is amended to read:

The department may provide the services described in this section directly or through its designee. ~~If--the--department chooses a designee to carry out assessments under this section, it shall ensure that the designee does not have a pecuniary interest in the outcome of the assessment.~~ Notwithstanding the Maine Revised Statutes, Title 22, section 3174-I, subsection 1, the department may, until October 1, 1994, for the purposes of demonstrating the relative effectiveness of various models under this section, choose a designee with a potential pecuniary interest in the outcome of the assessments if the department ensures that the assessments will be evaluated for accuracy and objectiveness.'

Further amend the bill by inserting at the end before the statement of fact the following:

**COMMITTEE AMENDMENT**

**FISCAL NOTE**

2           The additional costs to evaluate certain preadmission  
4 assessments for accuracy and objectiveness can be absorbed by the  
6 Department of Human Services utilizing existing budgeted  
resources.'

8  
10                           **STATEMENT OF FACT**

12           This amendment is the majority report of the Joint Standing  
14 Committee on Human Resources. It replaces the original bill.

16           The amendment waives until October 1, 1994 the requirement  
18 that contractors performing assessments on nursing facility  
20 applicants not have a pecuniary interest in the outcome of the  
22 assessments if the Department of Human Services ensures the  
accuracy and objectivity of the assessments. This allows the  
department to test the relative effectiveness of various models  
in the 3 regions of the State where demonstration programs are  
planned.

24           The amendment also adds a fiscal note to the bill.