

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)

REP

L.D. 1761

2
4
6
8
10
12
14
16
18
20
22
24
26
28
30
32
34
36
38
40
42
44
46

DATE: 4/11/94

(Filing No. S-6116)

Reproduced and distributed under the direction of the Secretary of the Senate.

STATE OF MAINE
SENATE
116TH LEGISLATURE
SECOND REGULAR SESSION

SENATE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 1306, L.D. 1761, Bill, "An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1994 and June 30, 1995"

Amend the amendment in Part CC in section 2 in the 5th line (page 159, line 5 in amendment) by striking out the following: "\$2,600,000" and inserting in its place the following: '\$1,300,000'

Further amend the amendment by inserting after Part CC the following:

PART DD

Sec. DD-1. 22 MRSA §396-G, sub-§6, as enacted by PL 1993, c. 410, Pt. FFF, §4, is amended to read:

6. Differentials; Maine Health Program. The commission shall provide that the differential determined pursuant to this section for the Maine Health Program for charges incurred by the program is equal to 60% 100%.

Sec. DD-2. 22 MRSA §3189, sub-§1, as amended by PL 1993, c. 410, Pt. FFF, §5, is further amended to read:

1. Program created; intent. The Maine Health Program is created to expand access of Maine citizens to basic health care services. The Maine Health Program is intended to meet, to the extent of available funds, the health care needs of uninsured

SENATE AMENDMENT

SENATE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 1306,
L.D. 1761

Maine residents with the highest priority being those needs of
residents who are financially needy and under the age of 18.
After April 1, 1994, the Maine Health Program is a privately
administered and funded program that may be governed by state law
but there is no right or claim of entitlement to health care
benefits under state law created by operation of the program.

Sec. DD-3. 22 MRSA §3189, sub-§8-C, as enacted by PL 1993, c.
410, Pt. FFF, §9, is repealed.

Sec. DD-4. 22 MRSA §3189, sub-§§10-A and 12-A are enacted to
read:

10-A. Fund balances. Any balances of funds appropriated
for services under this section may not lapse, but must be
carried forward from year to year to be expended for the same
purpose.

12-A. Repeal. This section is repealed March 31, 1995.

Sec. DD-5. 22 MRSA §3189-A, sub-§4 is enacted to read:

4. Repeal. This section is repealed March 31, 1995.

Sec. DD-6. 22 MRSA §3760-D, sub-§1, as amended by PL 1993, c.
410, Pt. I, §13, is further amended to read:

1. Amount of payment. The department shall provide a
special housing allowance in the amount of \$75 per month for each
assistance unit to recipients of Aid to Families with Dependent
Children whose shelter expenses for rent, mortgage or similar
payments, property insurance and property taxes equal or exceed
75% of their monthly assistance unit income. ~~Effective July 1,~~
~~1994 the special housing allowance is limited to \$50 per month~~
~~for each assistance unit.~~ For purposes of this subsection
"monthly assistance unit income" means the total of the unit's
Aid to Families with Dependent Children monthly benefit, plus
income countable under Aid to Families with Dependent Children
program rules, plus child support received by the unit, excluding
the so-called \$50 pass-through payment.

Sec. DD-7. PL 1993, c. 410, Pt. R, §4, as affected by PL 1993, c.
477, Pt. F, §1 and amended by Pt. G, §1, is further amended to
read:

Sec. R-4. Effective date; transition provisions. Sections 1 to 3 of
this Part take effect January 1, 1997, except that no new
policies of insurance may not be issued providing coverage by the
Maine High-Risk Insurance Organization on or after the effective
date of this Act. During the period prior to July 1,

1997, the board of directors and the administrator of the organization shall continue to exercise those powers and responsibilities necessary to the operation of the Maine High-Risk Insurance Organization with respect to policies issued prior to the effective date of this Act and necessary to concluding the affairs of the organization. Coverage under all policies issued by the organization terminates as of January 1, 1995, except that, if at any time after December 1, 1993 an actuarial review indicates that the organization's remaining funds may be insufficient to provide continuing coverage to all remaining policies in force until January 1, 1995, the board may cancel these policies on 30 days' notice. The Maine High-Risk Insurance Organization must deposit \$200,000 of its remaining funds to the General Fund as undedicated revenue no later than June 30, 1994. Any additional funds remaining when the affairs of the organization are concluded revert to the General Fund.

Sec. DD-8. Managed care. The Department of Human Services must ensure that by October 1, 1994 all Maine Health Program participants are enrolled in a capitated managed care program, including but not limited to health maintenance organizations, hospital networks and primary care case management.

Sec. DD-9. Transfer to Maine Health Program. Notwithstanding any other provision of law, after the State Controller officially closes the financial accounts of the State for the fiscal year ending June 30, 1994, \$1,300,000 must be transferred to the Maine Health Program as the single highest priority from the available balance remaining in the General Fund after the deduction of all appropriations, financial commitments or other designated funds to be made available by financial order upon the recommendation of the State Budget Officer and approval of the Governor.

Sec. DD-10. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

1993-94

HUMAN SERVICES, DEPARTMENT OF

Maine Health Program

All Other \$155,000

Provides for the appropriation of funds to support one month of the adult portion of the Maine Health Program with enrollment

2 capped at 4,000 and a 100% differential on
hospital payments.

4 **Sec. DD-11. Allocation.** The following funds are allocated
from the Federal Expenditure Fund to carry out the purposes of
6 this Part.

8 1993-94

10 **HUMAN SERVICES, DEPARTMENT OF**

12 **Medical Care - Payments to
Providers**

14 All Other \$259,115

16 Provides for the allocation of funds to
18 support one month of the adult portion of
the Maine Health Program with enrollment
20 capped at 4,000 and 100% differential on
hospital payments.

22 **Sec. DD-12. Appropriation.** The following funds are
24 appropriated from the General Fund to carry out the purposes of
this Part.

26 1994-95

28 **HUMAN SERVICES, DEPARTMENT OF**

30 **Maine Health Program**

32 All Other \$1,240,000

34 Provides for the appropriation of funds to
36 support the adult portion of the Maine
Health Program through April 30, 1995 with
38 enrollment capped at 4,000 and 100%
differential on hospital payments.

40 **Sec. DD-13. Allocation.** The following funds are allocated
42 from the Federal Expenditure Fund to carry out the purposes of
this Part.

44 1994-95

46 **HUMAN SERVICES, DEPARTMENT OF**

REV

**Medical Care - Payments to
Providers**

2

4

All Other \$2,107,733

6

Provides for the allocation of funds to support the adult portion of the Maine Health Program through April 30, 1995 with enrollment capped at 4,000 and 100% differential on hospital payments.

8

10

12

Sec. DD-14. Repeal. Sections 1 to 6, section 8 and sections 12 and 13 of this Part are repealed August 1, 1994 if the required transfer from Unappropriated Surplus to the Maine Health Program can not take place due to lack of available Unappropriated Surplus.

14

16

18

Further amend the amendment by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

20

22

FISCAL NOTE

24

This amendment will have no net effect on General Fund appropriations and revenue provided that a \$1,300,000 transfer from General Fund Unappropriated Surplus is made to support the Maine Health Program in fiscal year 1994-95. If after the close of fiscal year 1993-94 there is insufficient unappropriated surplus, the Maine Health Program and related statutory changes are repealed.

26

28

30

32

34

STATEMENT OF FACT

36

This amendment reinstates the Maine Health Program effective July 1, 1994.

38

40

Funding for this program is achieved by transferring an available balance into the General Fund as undedicated revenue, decreasing the transfer of General Fund Unappropriated Surplus to the Maine Quality Centers (from \$2,600,000 to \$1,300,000) and establishing a new transfer of \$1,300,000 from General Fund Unappropriated Surplus to the Maine Health Program as the highest priority.

42

44

46

SENATE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 1306,
L.D. 1761

IF after the close of fiscal year 1993-94 there is
insufficient unappropriated surplus, the Maine Health Program is
repealed.

SPONSORED BY:

James H. Titcomb
(Senator TITCOMB)

COUNTY: Cumberland