

MAINE STATE LEGISLATURE

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HUMAN RESOURCES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
117TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 712, L.D. 969, Bill, "An Act to Ensure the Continuation of Current Hospice Services"

Amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

'Sec. 1. 22 MRSA §8622, sub-§5, as enacted by PL 1993, c. 692, §1, is amended to read:

5. Medicare certification and requirements. An--inpatient hospice--facility Beginning July 1, 1996 any hospice program except a volunteer hospice program must be Medicare-certified and meet Medicare requirements to be eligible for licensure as a hospice program.

Sec. 2. PL 1993, c. 692, §3 is amended to read:

Sec. 3. Exception. Notwithstanding the Maine Revised Statutes, Title 22, section 8622, subsection 5, the licensed nursing facility in the City of Auburn that offers inpatient hospice services under the name Clover Hospice is eligible for licensure as a hospice if:

1. The facility does not expand its inpatient hospice services;

2. The facility continues to meet nursing facility licensing rules; and

3. The facility meets all hospice licensing standards except the requirement that inpatient services be offset with a specified level of in-home services.

This section is repealed January July 1, 1996.

Sec. 3. Rulemaking. The Department of Human Services shall adopt rules governing the licensure and operation of inpatient hospice programs and principles of reimbursement for inpatient hospice services. The department shall adopt the rules within 60 days of the effective date of this Act and shall reimburse for inpatient hospice services effective 30 days after adoption of the rules.

From the effective date of this Act until June 30, 1996 the Department of Human Services must provide reimbursement for the inpatient hospice program known as Clover Hospice if it meets all of the requirements of the Medicare program except for the requirement that inpatient services be offset with a specified level of in-home services. Beginning July 1, 1996 the rules and principles of reimbursement through Medicaid must be consistent with the requirements of the Medicare program as long as reasonable and adequate inpatient hospice services for hospice patients that are Medicaid eligible but not Medicare eligible will be reimbursed under the Medicaid program or any successor program.

Sec. 4. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1995-96

HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payments to Providers

All Other \$132,951

Provides funds to reimburse one facility for hospice services during the period January 1, 1996 through June 30, 1996.

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

FISCAL NOTE

1995-96

APPROPRIATIONS/ALLOCATIONS

2 General Fund \$132,951

4 This bill includes a General Fund appropriation of \$132,951
6 in fiscal year 1995-96 to provide additional reimbursement to one
8 facility for the period January 1, 1996 through June 30, 1996.
10 Requiring Medicaid reimbursement for inpatient hospice services
12 beginning in July 1, 1996 will result in both additional savings
and costs within the Medicaid program. The specific amounts can
not be determined but are expected to be approximately budget
neutral.'

14 **STATEMENT OF FACT**

16 This amendment replaces the bill. It extends from January
18 1, 1996 to July 1, 1996 the time period for Clover Hospice to
become Medicare-certified. It requires all hospice programs
20 except volunteer hospice programs to become Medicare-certified
and meet Medicare requirements. It requires the Department of
22 Human Services to adopt rules for the operation of inpatient
hospice programs and principles of reimbursement for inpatient
24 hospice services within 60 days of the effective date of this
amendment. The department shall reimburse for inpatient hospice
services effective 30 days after adoption of the rules. From the
26 effective date of the amendment until June 30, 1996 the rules and
principles must provide reimbursement for the inpatient hospice
28 program known as Clover Hospice if it meets the requirements of
Medicare except the requirements of percentage of services
30 provided on an in-home basis. Beginning July 1, 1996 all
Medicare requirements must be met and the programs must be
32 Medicare-certified.

34 The amendment also adds an appropriation section and a
fiscal note to the bill.