

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)

DATE: March 30, 1996

(Filing No. S- 557)

HUMAN RESOURCES

Reported by: Senator PENDEXTER of Cumberland for the Committee.

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

**STATE OF MAINE
SENATE
117TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A " to S.P. 668, L.D. 1730, Bill, "An Act to Require the Department of Human Services to Base Eligibility for Medicaid Reimbursement for Nursing Facility Care on a Person's Entire Medical Condition"

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. 22 MRSA §3174-I, sub-§1, ¶B-2 is enacted to read:

B-2. The department shall establish additional assessment practices and related policies for persons with Alzheimer's disease and other dementias as follows.

(1) For persons who have been assessed using the department's primary assessment instrument and found to have cognitive or behavioral difficulties but who do not require nursing intervention with the frequency necessary to qualify for nursing facility level of care, the department shall administer a supplemental dementia assessment for those persons with cognitive and behavioral impairments. By May 1, 1996, the criteria reflected in this supplemental dementia assessment and the scoring mechanism must be incorporated into rules adopted by the department in consultation with consumers, providers and other interested parties. The assessment criteria proposed in the rulemaking must consider, but are not limited to, the following: orientation, memory, receptive communication, expressive communication, wandering, behavioral demands on others, danger to self or others and awareness of needs.

2 **Sec. 3. Allocation.** The following funds are allocated from the
Federal Expenditure Fund to carry out the purposes of this Act.

4 **1995-96 1996-97**
6 **HUMAN SERVICES, DEPARTMENT OF**
8 **Intermediate Care - Payments to Providers**

10 All Other \$431,570 \$5,606,814

12 Provides funds for
13 individuals who are eligible
14 for care based on a
15 supplemental dementia
16 assessment.'

18 Further amend the bill by inserting at the end before the
statement of fact the following:
20

22 **FISCAL NOTE**

24 **1995-96 1996-97**

26 **APPROPRIATIONS/ALLOCATIONS**

28 General Fund \$250,000 \$3,206,160
29 Other Funds 431,570 5,606,814
30

32 **REVENUES**

34 Other Funds \$431,570 \$5,606,814
36

38 This bill includes General Fund appropriations of \$250,000
and \$3,206,160 in fiscal years 1995-96 and 1996-97,
40 respectively. It also provides matching Federal Expenditure Fund
allocations of \$431,570 and \$5,606,814 in fiscal years 1995-96
42 and 1996-97, respectively. The actual amounts required will
depend on the actual increase in the number of individuals who
44 become eligible due to the supplemental dementia assessment and
on the amount of savings from a reduction in other types of
services for a portion of this population.'

SUMMARY

2

4 This amendment replaces the bill. It requires the
6 Department of Human Services to adopt rules to begin using a 2nd
8 assessment standard for persons with Alzheimer's disease and
10 other dementias. The department will begin using these new
12 assessment standards in addition to the MED'94 by May 1, 1996.
14 Nursing facilities accepting persons found eligible using this
assessment tool will be required to train personnel in
Alzheimer's disease and other dementias immediately in order to
qualify for reimbursement from the State. By July 1, 1997, the
department will adopt standards for treatments, services and
settings to meet the needs of individuals who have Alzheimer's
disease and other dementias.

16

18 This amendment requires the Department of Human Services to
20 report to the joint standing committee of the Legislature having
22 jurisdiction over health and human service matters by January 15,
1997, on the extent to which the supplemental assessment tool
has expanded medical eligibility for nursing facility care to
include persons with Alzheimer's disease or similar dementias.

22

24 This amendment adds a fiscal note.

24

26 This amendment also adds an appropriation section and an
allocation section.