

# MAINE STATE LEGISLATURE

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HEALTH AND HUMAN SERVICES

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
120TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 157, L.D. 168, Bill, "An Act Concerning Standardized Contracts for Long-term Care Services"

Amend the bill by striking out all of section 1 and inserting in its place the following:

Sec. 1. 22 MRSA §7916 is enacted to read:

§7916. Contracts for assisted living services

All contracts or agreements executed by a provider of assisted living services under this chapter and a consumer or the legal representative of the consumer are subject to the requirements of this section.

1. Required contract provisions. Each contract or agreement for assisted living services must contain the provisions designated as required in the standardized contract adopted by the department pursuant to Public Law 1999, chapter 731, Part BBBB, section 5 and may contain additional provisions as allowed under subsection 2.

2. Other contract provisions. In addition to the provisions required under subsection 1, each contract or agreement for assisted living services may contain provisions that do not violate a state law or rule or federal law or regulation. Contracts or agreements must be consistent with the rules adopted by the department applicable to the type of housing services provided.

COMMITTEE AMENDMENT

2 3. Rulemaking. The commissioner shall adopt rules to  
3 implement this section. The rules must be developed in  
4 consultation with the long-term care ombudsman program  
5 established under section 5107-A, consumer representatives and  
6 providers of assisted living services. Rules adopted pursuant to  
7 this subsection are routine technical rules as defined by Title  
8 5, chapter 375, subchapter II-A.'

9  
10 Further amend the bill by inserting at the end before the  
11 summary the following:

12  
13  
14 **FISCAL NOTE**

15 The Department of Human Services will incur some minor  
16 additional costs to consult with the long-term care ombudsman,  
17 consumer representatives and providers of assisted living  
18 services to develop rules regarding contracts for assisted living  
19 services. These costs can be absorbed within the department's  
20 existing budgeted resources.'

21  
22  
23 **SUMMARY**

24 This amendment strikes that part of the bill that repealed  
25 the requirement that the Department of Human Services develop a  
26 standardized contract for long-term care services.

27  
28 This amendment adds to the bill statutory language regarding  
29 contracts for assisted living services. It adds a fiscal note.  
30