

# 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. 177, L.D. 188, "Resolve, to Reduce the Administrative Burden in Home Health Care Reimbursed through the Medicaid Program"

Amend the resolve by striking out everything after the title and before the summary and inserting in its place the following:

Sec. 1. Rules regarding home health care. Resolved: That the Department of Human Services shall amend the rules regarding home health care services provided under the Medicaid program with the goal of streamlining the administrative requirements placed on home health care agencies. The rules must address the following:

1. A system to provide timely responses to inquiries regarding the rules for Medicaid home health care; and

2. A process for appeals of payment claims. The process must provide for payment to the provider if the department finds the patient to be eligible and determines that the claim is otherwise appropriate.

The rules must require the department to estimate, prior to rulemaking, the administrative cost to home health care providers of the rule changes proposed by the department; and be it further

Sec. 2. Report. Resolved: That by October 15, 2002 the Department of Human Services shall report to the joint standing committee having jurisdiction over health and human services matters regarding:

2 A. The feasibility of implementing a prospective payment  
3 system for Medicaid home health care benefits, based on the  
4 Medicare system; and

6 B. A system to streamline the administrative requirements  
7 placed on home health care agencies, developed in  
8 collaboration with the Home Care Alliance of Maine and other  
9 interested parties; and be it further

10 **Sec. 3. Data publication. Resolved:** That the Department of  
11 Human Services shall annually publish data and distribute it to  
12 the Legislature on home health care services provided under the  
13 Medicaid program. The data must include information on the  
14 number of children and adults provided benefits, the total of  
15 expenditures for home health care by age group and the number of  
16 persons receiving prior authorization and the cost of prior  
17 authorization. The data must also include the number of adults  
18 awaiting placement for Medicaid Private Duty Nursing / Personal  
19 Care Services; and be it further

20 **Sec. 4. Appropriation. Resolved:** That the following funds are  
21 appropriated from the General Fund to carry out the purposes of  
22 this resolve.

	2001-02	2002-03
<b>HUMAN SERVICES, DEPARTMENT OF</b>		
<b>Medical Care - Payments to Providers</b>		
Positions	(2,000)	(2,000)
Personal Services	\$29,155	\$41,438
All Other	5,000	1,500
Provides funds for one Provider Relations Specialist position and one Clerk III position and related operating costs associated with streamlining the administrative requirements placed on home health care agencies and to publish the required report.		
<b>DEPARTMENT OF HUMAN SERVICES</b>		
<b>TOTAL</b>	<u>\$34,156</u>	<u>\$42,938</u>

48 ; and be it further

50

2           **Sec. 5. Allocation.** The following funds are allocated from the  
 4 Federal Expenditures Fund to carry out the purposes of this  
 resolve.

	<b>2001-02</b>	<b>2002-03</b>
<b>8 HUMAN SERVICES, DEPARTMENT OF</b>		
<b>10 Medical Care - Payments to Providers</b>		
12           Personal Services	\$29,155	\$41,438
14           All Other	5,000	1,500
16           Provides funds for the		
18           federal match for one		
20           Provider Relations Specialist		
22           position and one Clerk III		
24           position and related		
26           operating costs associated		
with streamlining the		
administrative requirements		
placed on home health care		
agencies and to publish the		
required report.		
<b>28 DEPARTMENT OF HUMAN SERVICES</b>		
<b>TOTAL</b>	<u>\$34,156</u>	<u>\$42,938</u>

30           Further amend the resolve by inserting at the end before the  
 32 summary the following:

**34 FISCAL NOTE**

	<b>2001-02</b>	<b>2002-03</b>
<b>38 APPROPRIATIONS/ALLOCATIONS</b>		
40           General Fund	\$34,156	\$42,938
42           Other Funds	34,156	42,938
<b>44 REVENUES</b>		
46           Other Funds	\$34,156	\$42,938

48           This resolve provides General Fund appropriations of \$34,156  
 50 and \$42,938 in fiscal years 2001-02 and 2002-03, respectively,  
 for the Medical Care - Payments to Providers program within the

2 Department of Human Services for one Provider Relations  
3 Specialist position and one Clerk III position and related  
4 operating costs associated with streamlining the administrative  
5 requirements placed on home health care agencies and to publish  
6 the required report.

7 This resolve also provides Federal Expenditures Fund  
8 allocations of \$34,156 and \$42,938 in fiscal years 2001-02 and  
9 2002-03, respectively, for the federal match.'

12  
13  
14 **SUMMARY**

15 This amendment replaces the resolve. It requires action by  
16 the Department of Human Services with regard to the home health  
17 care services provided under the Medicaid program. It requires  
18 an appeals process for payments and an estimate of administrative  
19 costs to providers prior to rulemaking. It clarifies language  
20 regarding the streamlining of administrative requirements. It  
21 requires a report on the feasibility of implementing a home  
22 health care prospective payment system in Medicaid. It requires  
23 an annual report of data regarding home health care services and  
24 adults awaiting placement for Medicaid Private Duty Nursing /  
25 Personal Care Services. It also adds an appropriation, an  
26 allocation and a fiscal note to the bill.