



## **120th MAINE LEGISLATURE**

## **FIRST REGULAR SESSION-2001**

Legislative Document

No. 923

H.P. 708

House of Representatives, February 15, 2001

An Act to Require That the Principles for Reimbursement for Private and Nonmedical Institutions and Board and Care Institutions be Major Substantive Rules.

(EMERGENCY)

Reference to the Committee on Health and Human Services suggested and ordered printed.

Millicent M. Mac Jailand

MILLICENT M. MacFARLAND, Clerk

Presented by Representative BROOKS of Winterport. Cosponsored by Senator LONGLEY of Waldo and Representatives: BAKER of Bangor, DUDLEY of Portland, DUGAY of Cherryfield, FULLER of Manchester, KANE of Saco, LOVETT of Scarborough, Senators: SAWYER of Penobscot, SHOREY of Washington. **Emergency preamble. Whereas,** Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the continuation of needed private, nonmedical and board and care institutional services for at-risk populations is essential to the populations' quality of care; and

Whereas, the loss of continuation of these needed services will have an adverse effect on the quality of care; and

Whereas, legislative review of changes in the principle of reimbursement for these institutions is essential to ensure the continuation of services during the year 2001; and

16 Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and 20 safety; now, therefore,

22 Be it enacted by the People of the State of Maine as follows:

24 Sec. 1. 22 MRSA §3174-Z is enacted to read:

26 §3174-Z. Private, nonmedical and board and care institutions

 Rules concerning the principles for reimbursement for private, nonmedical and board and care institutions must be major
substantive rules as defined in Title 5, chapter 375, subchapter II-A.

**Emergency clause.** In view of the emergency cited in the 34 preamble, this Act takes effect when approved.

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## SUMMARY

This bill requires that rules concerning the principles for 40 reimbursement for private, nonmedical and board and care institutions be major substantive rules.