

MAINE STATE LEGISLATURE

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DATE: 1-30-04

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STATE OF MAINE
SENATE
121ST LEGISLATURE
SECOND REGULAR SESSION

SENATE AMENDMENT "G" to COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828, Bill, "An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary for the Proper Operations of State Government for the Fiscal Years Ending June 30, 2004 and June 30, 2005"

Amend the amendment by inserting after Part CC the following:

PART DD

Sec. DD-1. 22 MRSA §7932, sub-§10, ¶¶C to E, as enacted by PL 1999, c. 384, §13, are amended to read:

C. Be certified by the State as being a necessary provider of health care services to residents in the area or be located more than a 35-mile drive from any other hospital or critical access hospital. In mountainous terrain or in areas with only secondary roads, the mileage criterion is 15 miles;

D. Provide not more than 15 25 beds for acute hospital-level inpatient care; or, if a swing bed facility, provide up to 25 inpatient beds that may be used interchangeably for acute or skilled nursing facility care;

~~(1)---Except---that---a---swing---bed---facility---is---allowed---to---have---up---to---25---inpatient---beds---that---can---be---used---interchangeably---for---acute---or---skilled---nursing---facility---care,---as---long---as---not---more---than---15---beds---are---used---at---any---one---time---for---acute---care;~~

2 E. Agree to ~~keep each~~ provide inpatient ~~for no longer than~~
3 care for a period that does not exceed, as determined on an
4 annual, average basis, 96 hours, --unless a longer period is
5 required because of inclement weather or other emergency
6 conditions or a Peer Reviser Organization, --"PRO"-- or other
7 equivalent ---entity, ---on ---request, ---waives ---the ---96-hour
8 restriction per patient; and

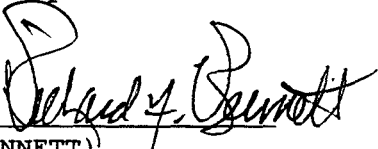
10 **Sec. DD-2. Jackman Region Health Center.** The Department of
11 Human Services shall promptly take whatever steps are necessary
12 to facilitate the qualifying of the Jackman Region Health Center
13 as a critical access hospital.

14 **Sec. DD-3. Rules.** The Department of Human Services shall
15 adopt rules to implement this Part. Rules adopted pursuant to
16 this section are routine technical rules as defined in the Maine
17 Revised Statutes, Title 5, chapter 375, subchapter 2-A.'

18 Further amend the amendment by relettering or renumbering
19 any nonconsecutive Part letter or section number to read
20 consecutively.

22
24 **SUMMARY**

26 This amendment updates the state definition of "critical
27 access hospital" to be consistent with the new federal definition
28 as set forth in the federal Medicare Prescription Drug,
29 Improvement, and Modernization Act of 2003. The amendment also
30 requires the Department of Human Services to take whatever steps
31 are necessary to qualify the Jackman Region Health Center as a
32 critical access hospital.

34
36 SPONSORED BY: 
37 (Senator R. BENNETT)

38 COUNTY: Oxford

40 FISCAL NOTE REQUIRED
(See attached)

**121st Maine Legislature
Office of Fiscal and Program Review**



LD 1828

**An Act to Make Supplemental Appropriations and Allocations for
the Expenditures of State Government and to Change Certain
Provisions of the Law Necessary for the Proper Operations of State
Government for the Fiscal Years Ending June 30, 2004 and June
30, 2005**

LR 2700(09)

Fiscal Note for Senate Amendment 'G' to Committee Amendment "A"

Sponsor: Sen. Bennett

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

This amendment will have no net effect on General Fund appropriations and revenue.