

# MAINE STATE LEGISLATURE

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Date: 4/16/06  
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(Filing No. H-964)

3 **Health and Human Services**

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5 **STATE OF MAINE**  
6 **HOUSE OF REPRESENTATIVES**  
7 **122ND LEGISLATURE**  
8 **SECOND REGULAR SESSION**

9 COMMITTEE AMENDMENT "A" to H.P. 1208, L.D. 1701, "Resolve, To Ensure  
10 the Coordination and Effectiveness in the Provision of Outpatient and Medication  
11 Management Services under Maine's Noncategorical Waiver"

12 Amend the resolve by striking out the title and substituting the following:

13 **'Resolve, To Ensure Coordination and Effectiveness in the Provision of**  
14 **Services under the MaineCare Noncategorical Waiver'**

15 Further amend the resolve by striking out everything after the title and before the  
16 summary and inserting in its place the following:

17 **'Sec. 1. Development of processes. Resolved:** That the Department of Health  
18 and Human Services shall ensure the coordination and effective provision of MaineCare  
19 services provided to noncategorical members eligible for benefits under the Maine  
20 Revised Statutes, Title 22, section 3174-G, subsection 1, paragraph F, referred to in this  
21 section as "noncategorical members," by:

22 1. Implementing a process for tracking the number of mental health treatment  
23 sessions provided to noncategorical members for purposes of appropriate clinical  
24 planning;

25 2. Establishing and implementing prior authorization processes to aid in ensuring  
26 that a noncategorical member's remaining service availability is not exhausted within any  
27 given calendar year;

28 3. Creating criteria for necessary clinical justification for exceeding the calendar year  
29 limit of outpatient services. The department may increase the maximum number of visits  
30 for outpatient mental health services, excluding visits for medication management, to 24  
31 visits in a 12-month period as long as any cost associated with this increase is offset by  
32 savings from managing the utilization of this service by methods that may include prior  
33 authorization;

34 4. Developing systems to enable providers to identify the eligibility category of  
35 noncategorical members, the members' enrollment dates and the members' recertification  
36 dates;

H. O. S.

COMMITTEE AMENDMENT "A" to H.P. 1208, L.D. 1701

1 5. Developing systems for transition planning for noncategorical members who leave  
2 or become ineligible for the MaineCare program; and

3 6. Providing a priority reinstatement process for certain noncategorical members  
4 who have good cause for failing to recertify their eligibility or placement on the waiting  
5 list in a timely manner.

6 The department may adopt routine technical rules, as defined in Title 5, chapter 375,  
7 subchapter 2-A, as needed to implement this section. '

8 **SUMMARY**

9 This amendment changes the title of the resolve. It retains the provisions of the  
10 resolve for tracking the number of mental health treatment sessions, establishing prior  
11 authorization processes and creating criteria for clinical justification for exceeding the  
12 calendar year limit. It creates a cap of up to 24 visits for outpatient services excluding  
13 visits for medication management, provided that any cost increase is offset by savings  
14 from managing utilization through prior authorization. It directs the Department of  
15 Health and Human Services to develop systems that enable providers to identify the  
16 eligibility category of noncategorical members, the members' enrollment dates and the  
17 members' recertification dates. The amendment also requires the department to develop  
18 systems for transition planning for noncategorical members who for any reason leave the  
19 MaineCare program. Additionally, the amendment directs the department to provide a  
20 priority reinstatement process for certain noncategorical members.

21 **FISCAL NOTE REQUIRED**  
22 (See attached)

**COMMITTEE AMENDMENT**



# 122nd MAINE LEGISLATURE

LD 1701

LR 2896(02)

**Resolve, To Ensure the Coordination and Effectiveness in the Provision of Outpatient and Medication Management Services under Maine's Noncategorical Waiver**

**Fiscal Note for Bill as Amended by Committee Amendment "A"**

**Committee: Health and Human Services**

**Fiscal Note Required: Yes**

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## Fiscal Note

Minor cost increase - General Fund

### Fiscal Detail and Notes

Assumes any additional costs to the Department of Health and Human Services in implementing this bill can be absorbed by the department utilizing existing budgetary resources. Further assumes any increase in the annual cap on the number of outpatient services visits from 16 to 24 visits would only be implemented in conjunction with measures provided in the bill to offset the cost of the increase and thereby result in no net increase in costs to the MaineCare non-categorical waiver program.