

# MAINE STATE LEGISLATURE

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# 124th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2009

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Legislative Document

No. 16

H.P. 11

House of Representatives, January 5, 2009

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**Resolve, To Ensure Appropriate Personal Needs Allowances for  
Persons Residing in Long-term Care Facilities**

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

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative BEAUDOIN of Biddeford.  
Cosponsored by Representatives: BLODGETT of Augusta, CAMPBELL of Newfield,  
CONNOR of Kennebunk, EATON of Sullivan, HOGAN of Old Orchard Beach, THERIAULT  
of Madawaska, TREAT of Hallowell, WEAVER of York.

1       **Sec. 1. Personal needs allowance for residents of nursing facilities.**

2       **Resolved:** That, by October 1, 2009, the Department of Health and Human Services  
3 shall amend the rules for the MaineCare program to increase the personal needs  
4 allowance for persons residing in nursing facilities. The rules must provide for an  
5 increase in the personal needs allowance from \$40 per month to \$50 per month for the  
6 time period from July 1, 2009 to July 1, 2010. The rules must provide for annual  
7 increases after July 1, 2010 to reflect annual increases in the Consumer Price Index for  
8 medical services. Rules adopted pursuant to this section are routine technical rules as  
9 defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A; and be it  
10 further

11       **Sec. 2. Personal needs allowance for residents of residential care**  
12 **facilities. Resolved:** That, by October 1, 2009, the Department of Health and Human

13 Services shall amend the rules for the MaineCare program to increase the personal needs  
14 allowance for persons residing in residential care facilities. The rules must provide for an  
15 increase in the personal needs allowance for residents who qualify under the  
16 Supplemental Security Income eligibility category from \$50 per month to \$65 per month  
17 for the time period from July 1, 2009 to July 1, 2010. The rules must provide for an  
18 increase in the personal needs allowance for all other residents from \$70 per month to  
19 \$85 per month for the time period from July 1, 2009 to July 1, 2010. The rules must  
20 provide for annual increases after July 1, 2010 to reflect annual increases in the  
21 Consumer Price Index for medical services. Rules adopted pursuant to this section are  
22 routine technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375,  
23 subchapter 2-A.

24

**SUMMARY**

25       This resolve directs the Department of Health and Human Services to amend its rules  
26 to provide for increases in the personal needs allowances of residents in nursing facilities  
27 and residential care facilities and provide for annual increases after July 1, 2010 that are  
28 indexed to the Consumer Price Index for medical services. The rules are designated as  
29 routine technical rules.

30