

# MAINE STATE LEGISLATURE

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Date: 4-13-16

(Filing No. S-520)

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STATE OF MAINE  
SENATE  
127TH LEGISLATURE  
SECOND REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 605, L.D. 886, "Resolve, Directing the Department of Health and Human Services To Increase Reimbursement Rates for Home-based and Community-based Services"

Amend the amendment in section 1 in the 5th line (page 1, line 18 in amendment) by inserting after the following: "reflect" the following: '50% of the increase in rates noted in'

Amend the amendment by striking out all of section 2.

Amend the amendment by striking out all of sections 4 and 5 and inserting the following:

**Sec. 4. Rate study. Resolved:** That the Department of Health and Human Services shall conduct a rate study of the services in rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 40, Home Health Services. The rate study must be conducted by a 3rd party, account for provider costs related to the services in Section 40 and include stakeholders for all services included in Section 40; and be it further

**Sec. 5. Report. Resolved:** That the Department of Health and Human Services shall provide a report to the joint standing committee of the Legislature having jurisdiction over health and human services matters with findings and recommendations for changes to the rates identified in section 4 no later than January 1, 2017; and be it further

**Sec. 6. Appropriations and allocations. Resolved:** That the following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)**

**Medical Care - Payments to Providers 0147**

Initiative: Provides funds for a rate increase for personal care and related services.

<b>GENERAL FUND</b>	<b>2015-16</b>	<b>2016-17</b>
All Other	\$0	\$2,773,600
	_____	_____

**SENATE AMENDMENT**

R. of S.

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 605, L.D. 886

1	GENERAL FUND TOTAL	\$0	\$2,773,600
2	<b>FEDERAL EXPENDITURES FUND</b>	<b>2015-16</b>	<b>2016-17</b>
3	All Other	\$0	\$4,920,692
4			
5	FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$4,920,692</u>

6 **Office of Aging and Disability Services Central Office 0140**

7 Initiative: Provides funds for a rate increase for personal care and related services.

8	<b>GENERAL FUND</b>	<b>2015-16</b>	<b>2016-17</b>
9	All Other	\$0	\$1,226,400
10			
11	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$1,226,400</u>

12 **Temporary Assistance for Needy Families 0138**

13 Initiative: Provides for a one-time reduction of funding for projected savings in the  
14 Temporary Assistance for Needy Families program.

15	<b>GENERAL FUND</b>	<b>2015-16</b>	<b>2016-17</b>
16	All Other	\$0	(\$4,000,000)
17			
18	GENERAL FUND TOTAL	<u>\$0</u>	<u>(\$4,000,000)</u>

19 **HEALTH AND HUMAN SERVICES,**  
20 **DEPARTMENT OF (FORMERLY DHS)**  
21 **DEPARTMENT TOTALS**

22		<b>2015-16</b>	<b>2016-17</b>
23	<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$0</b>
24	<b>FEDERAL EXPENDITURES FUND</b>	<b>\$0</b>	<b>\$4,920,692</b>
25			
26	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<u><b>\$0</b></u>	<u><b>\$4,920,692</b></u>

27 Amend the resolve by relettering or renumbering any nonconsecutive Part letter or  
28 section number to read consecutively.'

29 **SUMMARY**

30 This amendment strikes language from Committee Amendment "A" regarding the  
31 reimbursement for home health services and requires rulemaking for reimbursement rates

# SENATE AMENDMENT

R. of S.

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 605, L.D. 886

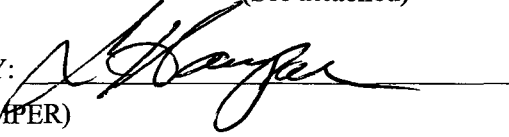
1 that reflect 50% of the increase, instead of 100% of the increase as in the committee  
2 amendment, in rates in the report prepared by Burns & Associates, Inc.

3 This amendment also requires the Department of Health and Human Services to  
4 conduct a rate study of services in rule Chapter 101: MaineCare Benefits Manual,  
5 Chapter III, Section 40, Home Health Services. The department is required to provide a  
6 report to the joint standing committee of the Legislature having jurisdiction over health  
7 and human services matters with findings and recommendations for changes to the rates  
8 no later than January 1, 2017.

9 **FISCAL NOTE REQUIRED**

10 (See attached)

11 SPONSORED BY:



12 (Senator HAMPER)

13 COUNTY: Oxford

**SENATE AMENDMENT**



# 127th MAINE LEGISLATURE

LD 886

LR 204(07)

## Resolve, Directing the Department of Health and Human Services To Increase Reimbursement Rates for Home-based and Community-based Services

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

Sponsor: Sen. Hamper of Oxford

Fiscal Note Required: Yes

(S-520)

### Fiscal Note

	FY 2015-16	FY 2016-17	Projections FY 2017-18	Projections FY 2018-19
<b>Net Cost (Savings)</b>				
General Fund	\$0	(\$8,591,829)	(\$4,519,115)	(\$4,519,115)
<b>Appropriations/Allocations</b>				
General Fund	\$0	(\$8,591,829)	(\$4,519,115)	(\$4,519,115)
Federal Expenditures Fund	\$0	(\$5,957,118)	(\$5,937,487)	(\$5,937,487)
<b>Revenue</b>				
Federal Expenditures Fund	\$0	(\$5,957,118)	(\$5,937,487)	(\$5,937,487)

### Fiscal Detail and Notes

This amendment reduces the General Fund appropriation by \$8,591,829 in fiscal year 2016-17 to the Department of Health and Human Services (DHHS) by funding only 50% of the rate increases for personal support and related services, by removing the 33% rate increase for certain home health services and by a one-time reduction of \$4,000,000 in fiscal year 2016-17 to the Temporary Assistance for Needy Families program. Federal Expenditures Fund allocations will also be reduced for these changes that impact the FMAP match. As amended, the bill has no net General Fund cost in the 2016-2017 biennium.

This amendment also requires the Department of Health and Human Services to conduct a rate study of services in Section 40 Home Health Services and report back to the legislature by January 1, 2017. Any additional costs to the DHHS to perform a rate study and report back to the legislature are expected to be minor and can be absorbed within existing budgeted resources.