

# MAINE STATE LEGISLATURE

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L.D. 1606

2 Date: 4-5-16

(Filing No. H-642)

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4 STATE OF MAINE  
5 HOUSE OF REPRESENTATIVES  
6 127TH LEGISLATURE  
7 SECOND REGULAR SESSION

8 HOUSE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to S.P. 647,  
9 L.D. 1606, Bill, "An Act To Provide Funding to the Maine Budget Stabilization Fund"

10 Amend the amendment in Part I in section 1 in the 2nd line (page 14, line 38 in  
11 amendment) by striking out the following: "\$44,500,000" and inserting the following:  
12 '\$39,994,433'

13 Amend the amendment by inserting after Part I the following:

14 'PART J

15 **Sec. J-1. Increasing reimbursement for support services for adults with**  
16 **intellectual disabilities or autistic disorder.** By July 1, 2016, the Department of  
17 Health and Human Services shall amend its rules in rule Chapter 101: MaineCare  
18 Benefits Manual, Chapter II, Section 29: Support Services for Adults with Intellectual  
19 Disabilities or Autistic Disorder to increase the combined annual limit for reimbursement  
20 for home support, community support, work support-individual or work support-group,  
21 assistive technology and career planning to \$47,550. The department shall determine the  
22 number of hours of specific support services on the basis of the increased combined  
23 annual limit. Rules adopted pursuant to this section are routine technical rules pursuant  
24 to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A.

25 **Sec. J-2. Appropriations and allocations.** The following appropriations and  
26 allocations are made.

27 **HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY BDS)**

28 **Developmental Services Waiver - Supports Z006**

29 Initiative: Provides funding to increase the combined annual limit for reimbursement of  
30 services in rule Chapter 101: MaineCare Benefits Manual, Chapter II, Section 29:  
31 Support Services for Adults with Intellectual Disabilities or Autistic Disorder.

1	<b>GENERAL FUND</b>	<b>2015-16</b>	<b>2016-17</b>
2	All Other	\$0	\$3,004,750
3			
4	<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$3,004,750</u>

5 **Medicaid Services - Developmental Services 0705**

6 Initiative: Provides funding to increase the combined annual limit for reimbursement of  
 7 services in rule Chapter 101: MaineCare Benefits Manual, Chapter II, Section 29:  
 8 Support Services for Adults with Intellectual Disabilities or Autistic Disorder.

9	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2015-16</b>	<b>2016-17</b>
10	All Other	\$0	\$600,000
11			
12	<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<u>\$0</u>	<u>\$600,000</u>

13 **Medical Care - Payments to Providers 0147**

14 Initiative: Provides funding to increase the combined annual limit for reimbursement of  
 15 services in rule Chapter 101: MaineCare Benefits Manual, Chapter II, Section 29:  
 16 Support Services for Adults with Intellectual Disabilities or Autistic Disorder.

17	<b>FEDERAL EXPENDITURES FUND</b>	<b>2015-16</b>	<b>2016-17</b>
18	All Other	\$0	\$6,395,250
19			
20	<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<u>\$0</u>	<u>\$6,395,250</u>

21	<b>HEALTH AND HUMAN SERVICES,</b>		
22	<b>DEPARTMENT OF (FORMERLY BDS)</b>		
23	<b>DEPARTMENT TOTALS</b>	<b>2015-16</b>	<b>2016-17</b>
24			
25	<b>GENERAL FUND</b>	\$0	\$3,004,750
26	<b>FEDERAL EXPENDITURES FUND</b>	\$0	\$6,395,250
27	<b>OTHER SPECIAL REVENUE FUNDS</b>	\$0	\$600,000
28			
29	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<u>\$0</u>	<u>\$10,000,000</u>

30 **PART K**

31 **Sec. K-1. Personal needs allowance for residents of nursing facilities.** By  
 32 July 1, 2016, the Department of Health and Human Services shall amend the rules for the  
 33 MaineCare program to increase the personal needs allowance for persons residing in  
 34 nursing facilities. The rules must provide for an increase in the personal needs allowance  
 35 from \$40 per month to \$50 per month. Rules adopted pursuant to this section are routine

1 technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter  
2 2-A.

3 **Sec. K-2. Personal needs allowance for residents of residential care**  
4 **facilities.** By July 1, 2016, the Department of Health and Human Services shall amend  
5 the rules for the MaineCare program to increase the personal needs allowance for persons  
6 residing in residential care facilities. The rules must provide for an increase in the  
7 personal needs allowance from \$70 per month to \$90 per month. Rules adopted pursuant  
8 to this section are routine technical rules as defined in the Maine Revised Statutes, Title  
9 5, chapter 375, subchapter 2-A.

10 **Sec. K-3. Appropriations and allocations.** The following appropriations and  
11 allocations are made.

12 **HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY BDS)**

13 **Medicaid Services - Developmental Services 0705**

14 Initiative: Provides funds to increase the personal needs allowances of residents in  
15 residential care facilities from \$70 to \$90.

16	<b>GENERAL FUND</b>	<b>2015-16</b>	<b>2016-17</b>
17	All Other	\$0	\$187,648
18			
19	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$187,648</u>

20 **Mental Health Services - Child Medicaid 0731**

21 Initiative: Provides funds to increase the personal needs allowances of residents in  
22 residential care facilities from \$70 to \$90.

23	<b>GENERAL FUND</b>	<b>2015-16</b>	<b>2016-17</b>
24	All Other	\$0	\$179,922
25			
26	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$179,922</u>

27 **Mental Health Services - Community Medicaid 0732**

28 Initiative: Provides funds to increase the personal needs allowances of residents in  
29 residential care facilities from \$70 to \$90.

30	<b>GENERAL FUND</b>	<b>2015-16</b>	<b>2016-17</b>
31	All Other	\$0	\$293,021
32			
33	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$293,021</u>

1	<b>HEALTH AND HUMAN SERVICES,</b>		
2	<b>DEPARTMENT OF (FORMERLY BDS)</b>		
3	<b>DEPARTMENT TOTALS</b>	<b>2015-16</b>	<b>2016-17</b>
4			
5	<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$660,591</b>
6			
7	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$660,591</b>

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

9 **Medical Care - Payments to Providers 0147**

10 Initiative: Provides funds to increase the personal needs allowances of residents in  
11 residential care facilities from \$70 to \$90.

12	<b>GENERAL FUND</b>	<b>2015-16</b>	<b>2016-17</b>
13	All Other	\$0	\$598,089
14			
15	<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>\$598,089</b>

16 **Nursing Facilities 0148**

17 Initiative: Provides funds to increase the personal needs allowances of residents in  
18 nursing facilities from \$40 to \$50.

19	<b>GENERAL FUND</b>	<b>2015-16</b>	<b>2016-17</b>
20	All Other	\$0	\$242,137
21			
22	<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>\$242,137</b>

23	<b>FEDERAL EXPENDITURES FUND</b>	<b>2015-16</b>	<b>2016-17</b>
24	All Other	\$0	\$406,503
25			
26	<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<b>\$0</b>	<b>\$406,503</b>

27	<b>HEALTH AND HUMAN SERVICES,</b>		
28	<b>DEPARTMENT OF (FORMERLY DHS)</b>		
29	<b>DEPARTMENT TOTALS</b>	<b>2015-16</b>	<b>2016-17</b>
30			
31	<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$840,226</b>
32	<b>FEDERAL EXPENDITURES FUND</b>	<b>\$0</b>	<b>\$406,503</b>
33			
34	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$1,246,729</b>

1	<b>SECTION TOTALS</b>	<b>2015-16</b>	<b>2016-17</b>
2			
3	<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$1,500,817</b>
4	<b>FEDERAL EXPENDITURES FUND</b>	<b>\$0</b>	<b>\$406,503</b>
5			
6	<b>SECTION TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$1,907,320</b>
7			

8 Amend the amendment by relettering or renumbering any nonconsecutive Part letter  
9 or section number to read consecutively.

10 **SUMMARY**

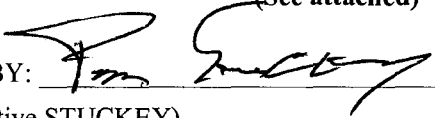
11 Part J requires the Department of Health and Human Services to amend its rules to  
12 increase the combined annual limit for reimbursement for home support, community  
13 support, work support-individual or work support-group, assistive technology and career  
14 planning to \$47,550. The department is required to determine the number of hours of  
15 specific support services on the basis of the increased combined annual limit.

16 Part K directs the Department of Health and Human Services to amend its rules to  
17 provide for increases in the personal needs allowances of residents in nursing facilities  
18 and residential care facilities. The rules are designated as routine technical rules.

19 This amendment provides funding for the initiatives in this amendment by reducing  
20 the amount transferred to the Maine Budget Stabilization Fund by \$4,505,567 to  
21 \$39,994,433.

22 **FISCAL NOTE REQUIRED**

23 (See attached)

24 SPONSORED BY:   
25 (Representative STUCKEY)

26 TOWN: Portland

**HOUSE AMENDMENT**



# 127th MAINE LEGISLATURE

LD 1606

LR 2716(13)

## An Act To Provide Funding to the Maine Budget Stabilization Fund

Fiscal Note for House Amendment *B* to Committee Amendment "A"

Sponsor: Rep. Stuckey of Portland

Fiscal Note Required: Yes

### Fiscal Note

	FY 2015-16	FY 2016-17	Projections FY 2017-18	Projections FY 2018-19
<b>Net Cost (Savings)</b>				
General Fund	(\$4,505,567)	\$4,505,567	\$4,462,817	\$4,462,817
<b>Appropriations/Allocations</b>				
General Fund	\$0	\$4,505,567	\$4,462,817	\$4,462,817
Federal Expenditures Fund	\$0	\$6,801,753	\$6,844,503	\$6,844,503
Other Special Revenue Funds	\$0	\$600,000	\$600,000	\$600,000
<b>Revenue</b>				
Federal Expenditures Fund	\$0	\$6,801,753	\$6,844,503	\$6,844,503
Other Special Revenue Funds	\$0	\$600,000	\$600,000	\$600,000
<b>Transfers</b>				
General Fund	\$4,505,567	\$0	\$0	\$0

### Fiscal Detail and Notes

Part J of this amendment includes a General Fund appropriation of \$3,004,750 in fiscal year 2016-17 for the services provided under Section 29: Home and Community Benefits for Members with Intellectual Disabilities or Autistic Disorder. Part J also includes Federal Expenditures Fund allocations required for the FMAP match.

Part K of this amendment includes a General Fund appropriation of \$1,500,817 in fiscal year 2016-17 to amend Department of Health and Human Services rules to provide for increases in the personal needs allowances of residents in residential care facilities from \$70 to \$90 and for residents in nursing facilities from \$40 to \$50. Part K also includes Federal Expenditures Fund allocations required for the FMAP match.

It also reduces the amount transferred from the unappropriated surplus of the General Fund to the Maine Budget Stabilization Fund by \$4,505,567 in fiscal year 2015-16 to pay for the new General Fund appropriations in fiscal year 2016-17.