

# MAINE STATE LEGISLATURE

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8MG  
R.O.F.S.

L.D. 517

Date: 7/19/2017

(Filing No. S-321)

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STATE OF MAINE  
SENATE  
128TH LEGISLATURE  
FIRST REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 178,  
L.D. 517, Bill, "An Act To Amend Principles of Reimbursement for Nursing Facilities  
and for Residential Care Facilities"

Amend the amendment by inserting after the title the following:

'Amend the bill by striking out the title and substituting the following:

**'An Act To Amend Principles of Reimbursement for Residential Care Facilities' '**

Amend the amendment in the first line after the title (page 1, line 12 in amendment)  
by striking out the following: "and inserting the following:" and inserting the following: "

Amend the amendment by striking out all of section 1.

Amend the amendment on page 1 by striking out all of lines 27 to 33 and on page 2  
by striking out all of lines 1 to 12.

Amend the amendment by inserting at the end the following:

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

SUMMARY

This amendment removes from the bill and Committee Amendment "A" the  
provisions regarding nursing facility medical director reimbursement. This amendment  
also removes the appropriations and allocations section added by Committee Amendment  
"A."

SPONSORED BY: 

(Senator HAMPER)

COUNTY: Oxford

FISCAL NOTE REQUIRED  
(See attached)

**SENATE AMENDMENT**



# 128th MAINE LEGISLATURE

LD 517

LR 975(04)

## An Act To Amend Principles of Reimbursement for Nursing Facilities and for Residential Care Facilities

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

Sponsor: Sen. Hamper of Oxford

Fiscal Note Required: Yes

### Fiscal Note

	FY 2017-18	FY 2018-19	Projections FY 2019-20	Projections FY 2020-21
<b>Net Cost (Savings)</b>				
General Fund	(\$26,448)	(\$28,862)	(\$28,862)	(\$28,862)
<b>Appropriations/Allocations</b>				
General Fund	(\$26,448)	(\$28,862)	(\$28,862)	(\$28,862)
Federal Expenditures Fund	(\$57,401)	(\$62,609)	(\$62,609)	(\$62,609)
Other Special Revenue Funds	(\$5,352)	(\$5,839)	(\$5,839)	(\$5,839)
<b>Revenue</b>				
Federal Expenditures Fund	(\$57,401)	(\$62,609)	(\$62,609)	(\$62,609)
Other Special Revenue Funds	(\$5,352)	(\$5,839)	(\$5,839)	(\$5,839)

### Fiscal Detail and Notes

This amendment removes section 1 of the bill which allowed for nursing facilities to increase the cap on the cost of a medical director from \$10,000 to \$22,000. Removing this section eliminates all appropriations and allocations from the bill.

As amended, this bill would still require the Department of Health and Human Services to permit capital expenditures by residential care facilities (RCF) that are less than \$500,000 without prior approval and to provide an extraordinary circumstance allowance in permitted reimbursement to RCF's. As outlined in the original fiscal note, the costs incurred by an RCF to comply with federal or state laws, regulations and rules shall be considered reasonable and necessary costs. These additional changes to the Residential Care Facilities will increase costs that will largely be necessitated by decisions of the RCFs that cannot be projected by the department. Since new construction, acquisitions, and renovations apply to room and board and not direct care, which cannot be reimbursed with federal funds per 42 CFR 440.182, it is also expected that these costs would be reimbursed entirely by the General Fund.