# MAINE STATE LEGISLATURE

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1	L.D. 1062
2	Date: $5/31/19$ Winor, $4$ (Filing No. H- $4\lambda 8$ )
3	HEALTH AND HUMAN SERVICES
4	Reproduced and distributed under the direction of the Clerk of the House.
5	STATE OF MAINE
6	HOUSE OF REPRESENTATIVES
7	129TH LEGISLATURE
8	FIRST REGULAR SESSION
9 10 11	COMMITTEE AMENDMENT "A" to H.P. 785, L.D. 1062, Bill, "An Act To Support Maine Families by Providing for Transportation of Parents and Guardians of MaineCare Recipients under 18 Years of Age to Their Appointments"
12 13	Amend the bill by striking out everything after the enacting clause and inserting the following:
14	'Sec. 1. 22 MRSA §3174-CCC is enacted to read:
15 16	§3174-CCC. Coverage for transportation of parents or guardians of MaineCare program recipients
17 18 19	1. Transportation requirements. The department shall provide nonemergency medical transportation for a parent or guardian of a MaineCare member under 18 years of age who is in a residential care facility or receiving inpatient medical services if:
20 21 22	A. The transportation is to the facility where the MaineCare member under 18 years of age is receiving medical services and the presence of the parent or guardian at the facility is part of the treatment plan for that MaineCare member; and
23 24 25 26	B. In accordance with the federal Medicaid program and regulations, no other means of transportation is available to the parent or guardian and the costs of the transportation provided by the department are eligible for matching federal Medicaid funds.
27 28 29 30 31	2. Rulemaking. If the costs of the transportation required under this section are or become eligible for matching federal funds under the federal Medicaid program, the department shall adopt or amend rules to govern the provision of nonemergency medical transportation as described in subsection 1. Rules adopted or amended pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.
32 33	3. Exception; emergency transportation. This section does not apply to emergency transportation services.
34 35	Sec. 2. Waivers or state plan amendments. No later than January 1, 2020, the Department of Health and Human Services shall apply for any necessary Medicaid

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#### COMMITTEE AMENDMENT "A" to H.P. 785, L.D. 1062 A. of S. waivers or submit any state plan amendments to the United States Department of Health 1 2 and Human Services, Centers for Medicare and Medicaid Services to receive federal matching Medicaid funds for transportation of parents or guardians of Medicaid-eligible 3 individuals under 18 years of age in accordance with the Maine Revised Statutes, Title 22, section 3174-CCC. 5 Amend the bill by relettering or renumbering any nonconsecutive Part letter or 6 7 section number to read consecutively. 8 **SUMMARY** 9 This amendment, which is the minority report, replaces the bill. It directs the Department of Health and Human Services to provide nonemergency medical 10 transportation for a parent or guardian of a MaineCare member under 18 years of age 11 who is in a residential care facility or receiving inpatient medical services if certain 12 conditions are met: the transportation is to the facility where the MaineCare member 13 14 under 18 years of age is receiving medical services, the presence of the parent or guardian at the facility is part of the treatment plan for that MaineCare member and the costs of the 15 transportation are eligible for matching federal funds under the federal Medicaid 16 program. The amendment directs the Department of Health and Human Services to 17 submit any necessary Medicaid waivers or state plan amendments to the United States 18 19 Department of Health and Human Services, Centers for Medicare and Medicaid Services no later than January 1, 2020 to receive federal matching Medicaid funds for 20 21 nonemergency medical transportation. FISCAL NOTE REQUIRED 22

23

(See attached)



## 129th MAINE LEGISLATURE

LD 1062

LR 1599(02)

An Act To Support Maine Families by Providing for Transportation of Parents and Guardians of MaineCare Recipients under 18 Years of Age to Their Appointments

Fiscal Note for Bill as Amended by Committee Amendment  $\mathcal{H}(\mathcal{H}-\mathcal{H})$ Committee: Health and Human Services
Fiscal Note Required: Yes

### **Fiscal Note**

Contingent current biennium cost increase - General Fund Contingent current biennium cost increase - Federal Expenditures Fund

### **Fiscal Detail and Notes**

This bill requires the Department of Health and Human Services (DHHS) to provide nonemergency medical transportation for a parent or guardian of a MaineCare member under 18 years of age to and from a residential care facility when the member is an inpatient at a residential care facility and no other means of transportation is available to the parent or guardian, so long as this transportation is eligible for federal matching funds. The bill also requires the DHHS to apply for any necessary Medicaid waivers or submit any state plan amendments (SPA) to receive federal matching Medicaid funds for transportation of parents or guardians, as outlined above. These trips will be contingent upon a waiver or SPA approval by the federal government, as these trips are currently not eligible in the MaineCare program. As it is not known how many trips a parent or guardian would make without the child in the car, no estimate of this contingent impact is made at this time.