

# MAINE STATE LEGISLATURE

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L.D. 221

Date: 6.30.2021

(Filing No. H-740)

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
130TH LEGISLATURE  
FIRST SPECIAL SESSION

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 156, L.D. 221, "An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2021, June 30, 2022 and June 30, 2023"

Amend the amendment by inserting after Part UUUU the following:

PART VVVV

**Sec. VVVV-1. Department of Health and Human Services to increase MaineCare rates.** That, no later than July 1, 2021, the Department of Health and Human Services shall amend its rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 65, Behavioral Health Services, Children's Home and Community Based Treatment, and Section 97, Appendix D, Principles of Reimbursement for Child Care Facilities, to increase reimbursement rates by 25%.

**Sec. VVVV-2. Department of Health and Human Services to increase MaineCare rates.** No later than July 1, 2021, the Department of Health and Human Services shall amend its rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 65, Behavioral Health Services, Outpatient Therapy-Individual/Family and Outpatient Therapy-Group, to increase reimbursement rates by 25%.

**Sec. VVVV-3. Appropriations and allocations.** The following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF

Medicaid Services - Developmental Services Z210

Initiative: Provides allocations for the Department of Health and Human Services to amend its rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 65, Behavioral Health Services, Outpatient Therapy-Individual/Family and Outpatient Therapy-Group, to increase reimbursement rates by 25%.

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2021-22</b>	<b>2022-23</b>
All Other	\$727,826	\$727,826
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$727,826</b>	<b>\$727,826</b>

HOUSE AMENDMENT

1	<b>Medicaid Services - Developmental Services Z210</b>		
2	Initiative: Provides allocations to increase rates in rule Chapter 101: MaineCare Benefits		
3	Manual, Chapter III, Section 65, Behavioral Health Services, Children's Home and		
4	Community Based Treatment, by 25% and in rule Chapter 101: MaineCare Benefits		
5	Manual, Chapter III, Section 97, Appendix D, Principles of Reimbursement for Child Care		
6	Facilities, by 25% by July 1 2021.		
7	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2021-22</b>	<b>2022-23</b>
8	All Other	\$797,364	\$797,364
9			
10	<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<u>\$797,364</u>	<u>\$797,364</u>
11	<b>Medical Care - Payments to Providers 0147</b>		
12	Initiative: Provides funding to increase rates in rule Chapter 101: MaineCare Benefits		
13	Manual, Chapter III, Section 65, Behavioral Health Services, Children's Home and		
14	Community Based Treatment, by 25% and in rule Chapter 101: MaineCare Benefits		
15	Manual, Chapter III, Section 97, Appendix D, Principles of Reimbursement for Child Care		
16	Facilities, by 25% by July 1, 2021.		
17	<b>GENERAL FUND</b>	<b>2021-22</b>	<b>2022-23</b>
18	All Other	\$2,101,327	\$2,095,743
19			
20	<b>GENERAL FUND TOTAL</b>	<u>\$2,101,327</u>	<u>\$2,095,743</u>
21			
22	<b>FEDERAL EXPENDITURES FUND</b>	<b>2021-22</b>	<b>2022-23</b>
23	All Other	\$13,214,735	\$13,230,687
24			
25	<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<u>\$13,214,735</u>	<u>\$13,230,687</u>
26			
27	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2021-22</b>	<b>2022-23</b>
28	All Other	\$429,350	\$429,350
29			
30	<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<u>\$429,350</u>	<u>\$429,350</u>
31	<b>Medical Care - Payments to Providers 0147</b>		
32	Initiative: Provides funding for the Department of Health and Human Services to amend		
33	its rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 65, Behavioral		
34	Health Services, Outpatient Therapy-Individual/Family and Outpatient Therapy-Group, to		
35	increase reimbursement rates by 25%.		
36	<b>GENERAL FUND</b>	<b>2021-22</b>	<b>2022-23</b>
37	All Other	\$2,852,831	\$2,845,436
38			
39	<b>GENERAL FUND TOTAL</b>	<u>\$2,852,831</u>	<u>\$2,845,436</u>
40			
41	<b>FEDERAL EXPENDITURES FUND</b>	<b>2021-22</b>	<b>2022-23</b>
42	All Other	\$8,215,360	\$8,223,463

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FEDERAL EXPENDITURES FUND TOTAL \$8,215,360 \$8,223,463

**Mental Health Services - Child Medicaid Z207**

Initiative: Provides funding to increase rates in rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 65, Behavioral Health Services, Children's Home and Community Based Treatment, by 25% and in rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 97, Appendix D, Principles of Reimbursement for Child Care Facilities, by 25% by July 1, 2021.

**GENERAL FUND** **2021-22** **2022-23**  
All Other \$3,902,464 \$3,892,095

**GENERAL FUND TOTAL** \$3,902,464 \$3,892,095

**Office of Substance Abuse & Mental Health Srv-Medicaid Seed Z202**

Initiative: Provides funding for the Department of Health and Human Services to amend its rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 65, Behavioral Health Services, Outpatient Therapy-Individual/Family and Outpatient Therapy-Group, to increase reimbursement rates by 25%.

**GENERAL FUND** **2021-22** **2022-23**  
All Other \$266,000 \$265,293

**GENERAL FUND TOTAL** \$266,000 \$265,293

**State-funded Foster Care/Adoption Assistance 0139**

Initiative: Provides funding for the Department of Health and Human Services to amend its rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 65, Behavioral Health Services, Outpatient Therapy-Individual/Family and Outpatient Therapy-Group, to increase reimbursement rates by 25%.

**GENERAL FUND** **2021-22** **2022-23**  
All Other \$68,416 \$68,416

**GENERAL FUND TOTAL** \$68,416 \$68,416

**HEALTH AND HUMAN SERVICES,  
DEPARTMENT OF  
DEPARTMENT TOTALS**

**GENERAL FUND** **2021-22** **2022-23**  
**FEDERAL EXPENDITURES FUND** \$9,191,038 \$9,166,983  
**OTHER SPECIAL REVENUE FUNDS** \$21,430,095 \$21,454,150  
**\$1,954,540** **\$1,954,540**

**DEPARTMENT TOTAL - ALL FUNDS** \$32,575,673 \$32,575,673


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

**SUMMARY**

This amendment incorporates the substance of L.D. 496, "An Act To Clear Waiting Lists for and Ensure Timely Access to Mental Health Services for Maine Children," as amended, which provides funding to increase rates in Department of Health and Human Services rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 65, Behavioral Health Services, Children's Home and Community Based Treatment, and Section 97, Appendix D, Principles of Reimbursement for Child Care Facilities, by July 1, 2021. The rate of MaineCare reimbursement is increased by 25% for children's home and community-based treatment and child care facilities and by 25% for outpatient therapy for individuals and families and outpatient group therapy under the MaineCare program.

SPONSORED BY: 

(Representative KESSLER, C.)

TOWN: South Portland



# 130th MAINE LEGISLATURE

LD 221

LR 1971(08)

An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2021, June 30, 2022 and June

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

Sponsor: Rep. Kessler of South Portland

Fiscal Note Required: Yes

(H-740)

## Fiscal Note

	FY 2021-22	FY 2022-23	Projections FY 2023-24	Projections FY 2024-25
<b>Net Cost (Savings)</b>				
General Fund	\$9,191,038	\$9,166,983	\$9,166,983	\$9,166,983
<b>Appropriations/Allocations</b>				
General Fund	\$9,191,038	\$9,166,983	\$9,166,983	\$9,166,983
Federal Expenditures Fund	\$21,430,095	\$21,454,150	\$21,453,850	\$21,454,150
Other Special Revenue Funds	\$1,954,540	\$1,954,540	\$1,954,540	\$1,954,540
<b>Revenue</b>				
Federal Expenditures Fund	\$21,430,096	\$21,454,150	\$21,454,150	\$21,454,150
Other Special Revenue Funds	\$1,954,540	\$1,954,540	\$1,954,540	\$1,954,540

### Fiscal Detail and Notes

This amendment adds General Fund appropriations to the Department of Health and Human Services of \$9,191,038 in fiscal year 2021-22 and \$9,166,983 in fiscal year 2022-23 to increase rates in Chapter 101: MaineCare Benefits Manual, Chapter III, Section 65, Behavioral Health Services, Children's Home and Community Based Treatment, Chapter 101: MaineCare Benefits Manual, Chapter III, Section 97, Appendix D, Principles of Reimbursement for Child Care Facilities and Chapter 101: MaineCare Benefits Manual, Chapter III, Section 65, Behavioral Health Services, Outpatient Therapy-Individual/Family and Outpatient Therapy-Group, by 25% by July 1, 2021. Federal Expenditures Fund allocations are also included in this bill for the FMAP match and Other Special Revenue Funds allocations for the Service Provider Tax. A balance budget is maintained.