

MAINE STATE LEGISLATURE

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130th MAINE LEGISLATURE

FIRST SPECIAL SESSION-2021

Legislative Document

No. 1360

S.P. 447

In Senate, April 7, 2021

**An Act To Provide Services to Maine's Most Vulnerable Citizens by
Eliminating the Waiting Lists for Certain MaineCare Services**

(EMERGENCY)

Received by the Secretary of the Senate on April 5, 2021. Referred to the Committee on Health and Human Services pursuant to Joint Rule 308.2 and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator KEIM of Oxford.

Cosponsored by Senator: MOORE of Washington, Representative: WHITE of Waterville.

1 **Emergency preamble. Whereas,** acts and resolves of the Legislature do not
2 become effective until 90 days after adjournment unless enacted as emergencies; and

3 **Whereas,** persons with disabilities have the right to dignity and to receive the support
4 they need to work and to be otherwise included in their communities; and

5 **Whereas,** many persons with disabilities have an urgent need for adult home and
6 community-based services to provide support and to enable their family members to work;
7 and

8 **Whereas,** as of December 2019, more than 180 persons on the MaineCare Section 21
9 waiver waiting lists were receiving no services at all; and

10 **Whereas,** providing services for more MaineCare members eligible for Section 29
11 services ensures dignity and safety; and

12 **Whereas,** in the judgment of the Legislature, these facts create an emergency within
13 the meaning of the Constitution of Maine and require the following legislation as
14 immediately necessary for the preservation of the public peace, health and safety; now,
15 therefore,

16 **Be it enacted by the People of the State of Maine as follows:**

17 **Sec. 1. Appropriations and allocations.** The following appropriations and
18 allocations are made.

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

20 **Developmental Services - Community Z208**

21 Initiative: Provides funding for one Social Services Program Specialist II position and 2 D
22 D Resources Coordinator positions.

23 GENERAL FUND	2021-22	2022-23
24 POSITIONS - LEGISLATIVE COUNT	3,000	3,000
25 Personal Services	\$106,774	\$132,758
26 All Other	\$14,181	\$17,016
27		
28 GENERAL FUND TOTAL	<u>\$120,955</u>	<u>\$149,774</u>

29 **Developmental Services Waiver - MaineCare Z211**

30 Initiative: Provides funding to provide services to individuals with developmental
31 disabilities or autism spectrum disorder on the waiting list for community-based services
32 provided under Department of Health and Human Services rule Chapter 101: MaineCare
33 Benefits Manual, Chapters II and III, Section 21 who are designated Priority 2 and are
34 receiving no other MaineCare home and community-based or support services.

35 GENERAL FUND	2021-22	2022-23
36 All Other	\$3,014,668	\$8,351,748
37		
38 GENERAL FUND TOTAL	<u>\$3,014,668</u>	<u>\$8,351,748</u>

39 **Developmental Services Waiver - Supports Z212**

1 Initiative: Provides appropriations to eliminate any members on the waiting list, as of June
 2 30, 2021 or prior, for services provided under Department of Health and Human Services
 3 rule Chapter 101: MaineCare Benefits Manual, Chapters II and III, Section 29.

4	GENERAL FUND	2021-22	2022-23
5	All Other	\$1,874,327	\$4,188,096
6			
7	GENERAL FUND TOTAL	<u>\$1,874,327</u>	<u>\$4,188,096</u>

8 **Medicaid Services - Developmental Services Z210**

9 Initiative: Provides allocations to provide services to individuals with developmental
 10 disabilities or autism spectrum disorder on the waiting list for community-based services
 11 provided under Department of Health and Human Services rule Chapter 101: MaineCare
 12 Benefits Manual, Chapters II and III, Section 21 who are designated Priority 2 and are
 13 receiving no other MaineCare home and community-based or support services.

14	OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
15	All Other	\$596,766	\$1,653,264
16			
17	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$596,766</u>	<u>\$1,653,264</u>

18 **Medicaid Services - Developmental Services Z210**

19 Initiative: Provides allocations to eliminate any members on the waiting list, as of June 30,
 20 2021 or prior, for services provided under Department of Health and Human Services rule
 21 Chapter 101: MaineCare Benefits Manual, Chapters II and III, Section 29.

22	OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
23	All Other	\$371,058	\$829,056
24			
25	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$371,058</u>	<u>\$829,056</u>

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

27 Initiative: Provides allocations to provide services to individuals with developmental
 28 disabilities or autism spectrum disorder on the waiting list for community-based services
 29 provided under Department of Health and Human Services rule Chapter 101: MaineCare
 30 Benefits Manual, Chapters II and III, Section 21 who are designated Priority 2 and are
 31 receiving no other MaineCare home and community-based or support services.

32	FEDERAL EXPENDITURES FUND	2021-22	2022-23
33	All Other	\$6,334,678	\$17,549,400
34			
35	FEDERAL EXPENDITURES FUND TOTAL	<u>\$6,334,678</u>	<u>\$17,549,400</u>

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

37 Initiative: Provides allocations to eliminate any members on the waiting list, as of June 30,
 38 2021 or prior, for services provided under Department of Health and Human Services rule
 39 Chapter 101: MaineCare Benefits Manual, Chapters II and III, Section 29.

40	FEDERAL EXPENDITURES FUND	2021-22	2022-23
41	All Other	\$3,938,884	\$8,800,380
42			

1	FEDERAL EXPENDITURES FUND TOTAL	\$3,938,884	\$8,800,380
2	Office of MaineCare Services 0129		
3	Initiative: Provides allocation for one Social Services Program Specialist II position and 2		
4	D D Resources Coordinator positions.		
5	FEDERAL EXPENDITURES FUND	2021-22	2022-23
6	Personal Services	\$106,774	\$132,758
7	All Other	\$14,271	\$17,016
8			
9	FEDERAL EXPENDITURES FUND TOTAL	<u>\$121,045</u>	<u>\$149,774</u>

10

11 **HEALTH AND HUMAN SERVICES,**
 12 **DEPARTMENT OF**
 13 **DEPARTMENT TOTALS**

13		2021-22	2022-23
14			
15	GENERAL FUND	\$5,009,950	\$12,689,618
16	FEDERAL EXPENDITURES FUND	\$10,394,607	\$26,499,554
17	OTHER SPECIAL REVENUE FUNDS	\$967,824	\$2,482,320
18			
19	DEPARTMENT TOTAL - ALL FUNDS	<u>\$16,372,381</u>	<u>\$41,671,492</u>

20 **Emergency clause.** In view of the emergency cited in the preamble, this legislation
 21 takes effect when approved.

22 **SUMMARY**

23 This bill:

- 24 1. Provides funding to clear the MaineCare Section 29 waiting list through the end of
 25 fiscal year 2021; and
- 26 2. Provides funding to reduce waiting lists for MaineCare Section 21 services by
 27 providing services to those individuals who are designated Priority 2 and are receiving no
 28 other MaineCare home and community-based or support services.