

# MAINE STATE LEGISLATURE

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SAR  
ROS

L.D. 1490

Date: 6-2-21

(Filing No. H-335)

MAJORITY  
HEALTH AND HUMAN SERVICES

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

COMMITTEE AMENDMENT "A" to H.P. 1104, L.D. 1490, "An Act To Improve Home and Community-based Services for Adults with Intellectual Disabilities, Autism, Brain Injury and Other Related Conditions"

Amend the bill in section 4 in subparagraph (3) in the last line (page 1, line 25 in L.D.) by inserting after the following: "autism;" the following: 'and'

Amend the bill by striking out all of section 5 and inserting the following:

'Sec. 5. 34-B MRSA §5003-A, sub-§2, ¶H is enacted to read:

H. Post quarterly reports on the department's publicly accessible website, for each home and community-based services waiver from the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services in which the State participates, data on how many persons were served and how many were on the waiting list for services. The department shall post this information by prioritization category when applicable and shall include one or more indicators of the length of time that persons are on the waiting list.'

Amend the bill by striking out all of section 6 and inserting the following:

'Sec. 6. 34-B MRSA §5003-A, sub-§3, ¶H, as amended by PL 2011, c. 542, Pt. A, §83, is further amended to read:

H. The commissioner must shall ensure that the development of the plan includes the participation of persons with intellectual disabilities, autism, brain injury and other related conditions; community intellectual disability and autism service providers; consumer and family groups; and other interested persons or groups in annual statewide hearings, as well as informal meetings and work sessions. The commissioner shall ensure the participation of persons reflecting a diversity of ethnicity, race and gender.'

Amend the bill by striking out all of sections 7, 8, 9, 10 and 11.

Amend the bill by striking out all of sections 14, 15 and 16.

COMMITTEE AMENDMENT

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COMMITTEE AMENDMENT "A" to H.P. 1104, L.D. 1490

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

3 **SUMMARY**

4 This amendment makes the following of changes to the bill.

5 1. It simplifies the reporting requirements for the Department of Health and Human  
6 Services on its website regarding waiting lists for individuals for certain waiver services.

7 2. It removes language specifying that persons from immigrant and indigenous  
8 populations participate in developing the plan and replaces it with language specifying that  
9 persons reflecting a diversity of ethnicity, race and gender participate in developing the  
10 plan.

11 3. It removes a number of provisions in the bill related to the specifics of the  
12 commissioner's plan.

13 4. It removes a provision in the bill related to service delivery requirements.

14 5. It removes from the bill a requirement for the department to submit a waiver renewal  
15 or amendment to separate community support into tiered services as this has already  
16 occurred.

17 6. It removes a requirement that a waiver renewal or amendment be submitted to add  
18 a so-called "behavioral add-on."

**FISCAL NOTE REQUIRED**  
**(See attached)**

**COMMITTEE AMENDMENT**

ROS



Approved: 05/25/21 *MAC*

# 130th MAINE LEGISLATURE

LD 1490

LR 318(02)

An Act To Improve Home and Community-based Services for Adults with Intellectual Disabilities,  
Autism, Brain Injury and Other Related Conditions

Fiscal Note for Bill as Amended by Committee Amendment *A(H-335)*  
Committee: Health and Human Services  
Fiscal Note Required: Yes

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## Fiscal Note

Minor cost increase - General Fund

### Fiscal Detail and Notes

Any additional costs to the Department of Health and Human Services to adopt the changes in this bill are expected to be minor and can be absorbed within existing budgeted resources.