

MAINE STATE LEGISLATURE

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Date: 5-9-2023

(Filing No H-118)

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HEALTH AND HUMAN SERVICES

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Reproduced and distributed under the direction of the Clerk of the House

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STATE OF MAINE

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HOUSE OF REPRESENTATIVES

7

131ST LEGISLATURE

8

FIRST SPECIAL SESSION

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COMMITTEE AMENDMENT "A" to H P. 146, L D. 225, "An Act to Expand the Reimbursement to Hospitals for Days Awaiting Placement in Facilities"

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

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'An Act Regarding Reimbursement to Hospitals for Patients Awaiting Placement in Nursing Facilities'

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Amend the bill by striking out everything after the enacting clause and inserting the following

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'Sec. 1. 22 MRSA §3174-AAA, as enacted by PL 2017, c 454, §1, is amended to read

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§3174-AAA. Reimbursement for days awaiting placement; reimbursement for hospitals other than critical access hospitals

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~~Beginning January 1, 2019, the~~ The department shall provide reimbursement to hospitals other than critical access hospitals for each day after the 10th day that a MaineCare-eligible individual is in the care of a hospital while awaiting placement in a nursing facility. The department shall reimburse hospitals prospectively at the statewide average rate per MaineCare member day for nursing facility services. The department shall compute the statewide average rate per MaineCare member day based on the simple average of the nursing facility rate per MaineCare member day for the applicable state fiscal year or years prorated for the hospital's fiscal year. ~~Reimbursement for days awaiting placement pursuant to this section is limited to a maximum of \$500,000 of combined General Fund funds and federal funds for each year.~~ For purposes of this section, "critical access hospital" has the same meaning as in section 7932, subsection 10.

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~~This section is repealed December 31, 2023.~~

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Sec. 2. Appropriations and allocations. The following appropriations and allocations are made

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HEALTH AND HUMAN SERVICES, DEPARTMENT OF

COMMITTEE AMENDMENT

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Medical Care - Payments to Providers 0147

Initiative Provides ongoing funding to continue payments for days that MaineCare-eligible individuals are awaiting placement in a nursing facility, as this legislation removes the provision that repeals the Maine Revised Statutes, Title 22, section 3174-AAA on December 31, 2023

GENERAL FUND	2023-24	2024-25
All Other	\$152,732	\$305,791
GENERAL FUND TOTAL	<u>\$152,732</u>	<u>\$305,791</u>
FEDERAL EXPENDITURES FUND	2023-24	2024-25
All Other	\$256,189	\$512,051
FEDERAL EXPENDITURES FUND TOTAL	<u>\$256,189</u>	<u>\$512,051</u>

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

SUMMARY

This amendment removes the provisions in the bill that require the Department of Health and Human Services to provide reimbursement to hospitals for MaineCare-eligible individuals awaiting placement in a residential care facility. The amendment eliminates the current maximum limit of \$500,000 a year for reimbursement to hospitals for MaineCare-eligible individuals awaiting placement in nursing facilities. The amendment also adds an appropriations and allocations section.

FISCAL NOTE REQUIRED

(See attached)



131st MAINE LEGISLATURE

LD 225

LR 131(02)

An Act to Expand the Reimbursement to Hospitals for Days Awaiting Placement in Facilities

Fiscal Note for Bill as Amended by Committee Amendment "A" (H-118)
Committee: Health and Human Services
Fiscal Note Required: Yes

Fiscal Note

	FY 2023-24	FY 2024-25	Projections FY 2025-26	Projections FY 2026-27
Net Cost (Savings)				
General Fund	\$152,732	\$305,791	\$305,955	\$305,955
Appropriations/Allocations				
General Fund	\$152,732	\$305,791	\$305,955	\$305,955
Federal Expenditures Fund	\$256,189	\$512,051	\$511,887	\$511,887
Revenue				
Federal Expenditures Fund	\$256,189	\$512,051	\$511,887	\$511,887

Fiscal Detail and Notes

The bill includes General Fund appropriations to the Department of Health and Human Services of \$152,732 in fiscal year 2023-24 and \$305,791 in fiscal year 2024-25 to continue payments for days awaiting placement, as the bill removes the provision that repeals the current law on December 31, 2023 and removes the \$500,000 cap on annual expenditures. Federal Expenditures Fund allocations are also included for the FMAP match.