

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND THIRTEENTH LEGISLATURE

FIRST SPECIAL SESSION

October 9, 1987 to October 10, 1987

SECOND SPECIAL SESSION

October 21, 1987 to November 20, 1987

and the

SECOND REGULAR SESSION

January 6, 1988 to May 5, 1988

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Twin City Printery
Lewiston, Maine
1988

PUBLIC LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST AND SECOND SPECIAL SESSIONS
and
SECOND REGULAR SESSION
of the
ONE HUNDRED AND THIRTEENTH LEGISLATURE
1987

ice facilities are established on the Maine Turnpike and on the interstate highway system in Maine, the State Police shall enforce this subsection. "Clearly marked" includes painted signs on pavement and vertical standing signs, which are visible in existing weather conditions.

Under these agreements, public law enforcement officials may exercise their vested authority to ensure that parking spaces designated for the handicapped are utilized appropriately by handicapped persons, whether the designated handicapped parking spaces are located on public lots or on private lots open to the public.

An owner of private off-street parking who fails to arrange for private enforcement or to enter into an agreement with a law enforcement agency commits a civil violation for which a forfeiture of not less than \$50 may be adjudged.

Sec. 3. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

	<u>1988-89</u>	
<u>PUBLIC SAFETY, DEPARTMENT OF</u>		
Criminal Justice Academy		
All Other		\$10,000
Provides funds to develop or contract to develop a training manual for county parking enforcement specialist programs and funds for public service announcements and education about the program and handicapped parking laws. This appropriation also includes funds to develop a statewide parking ticket.		

Effective August 4, 1988.

CHAPTER 829

S.P. 935 — L.D. 2455

AN ACT to Require the Department of Human Services to Reimburse Home Health Agencies for the Reasonable Costs of Recruiting, Training and Retaining Qualified Nursing Staff.

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

Sec. 1. 22 M.R.S.A. §2149 is enacted to read:

§2149. Compensation for home health care providers

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Home health care provider" means an organization designated as a home health agency under rules of the department or certified by Medicare for delivery of home health services.

2. Compensation. In determining levels of reimbursement in rate structures established for home health care providers, the department shall:

A. Formulate payment rates for various types of care provided based on the service costs attributable to each home health care provider, as determined by such standard methods as the department may establish;

B. Adjust rates accordingly, at least annually, for alternative programs to institutional care for optimal service delivery to eligible clients, but not to exceed the costs of nursing home care;

C. Recognize the provider's reasonable costs of recruiting, training and retaining qualified staff, including registered nurses, licensed practical nurses, certified nurse aides, home health aides and allied personnel; and

D. Implement this subsection in such a manner which does not result in a decrease in numbers of clients or units of service. The monthly limits on costs per individual receiving in-home services as an alternative to institutional care shall be at least \$1,878 for skilled level care and \$1,361 for intermediate level care.

Sec. 2. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

	<u>1988-89</u>	
<u>HUMAN SERVICES, DEPARTMENT OF</u>		
Home-Based Care		
All Other		\$172,366
Payments to Providers of Medical Care		
All Other		133,570
Total		<u>\$305,936</u>

Sec. 3. Allocation. The following funds are allocated from the Federal Expenditure Fund to carry out the purposes of this Act.

	<u>1988-89</u>	
<u>HUMAN SERVICES, DEPARTMENT OF</u>		
Payments to Providers of Medical Care		
All Other		\$268,504

Effective August 4, 1988.