

LD 1856

Majority Report

L.D. 1856

(Filing No. H- )

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**HEALTH AND HUMAN SERVICES**

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

**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
129TH LEGISLATURE  
SECOND REGULAR SESSION**

\*see original bill  
attached for understanding  
changes in context

COMMITTEE AMENDMENT " " to H.P. 1327, L.D. 1856, "Resolve, To Support  
Individuals with Acute Mental Health Needs"

Amend the resolve in section 1 in the 5th line (page 1, line 5 in resolve) by striking  
out the following: "\$13,396.47" and inserting the following: '\$10,166'

Amend the resolve in section 1 in the last line (page 1, line 9 in resolve) by striking  
out the following: "July" and inserting the following: August

Amend the resolve by adding after section 1 the following:

**Sec. 2. Department of Health and Human Services to seek available  
funds for uninsured patients. Resolved:** That the Department of Health and Human  
Services shall seek and apply for available federal funds or funds from any other sources  
to pay the costs of providing inpatient psychiatric care to uninsured patients who are  
discharged from acute care hospitals.

**Sec. 3. Report. Resolved:** That, no later than January 15, 2021, the Department  
of Health and Human Services shall submit a report to the joint standing committee of the  
Legislature having jurisdiction over health and human services matters regarding the  
progress the department has made in developing a reimbursement rate to provide  
inpatient psychiatric care under its rule Chapter 101: MaineCare Benefits Manual,  
Chapter III, Section 45.03. The joint standing committee of the Legislature having  
jurisdiction over health and human services matters is authorized to report out legislation  
related to the report to the First Regular Session of the 130th Legislature.

**Sec. 4. Appropriations and allocations. Resolved:** That the following  
appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES, DEPARTMENT OF  
Medical Care - Payments to Providers 0147**

Initiative: Provides appropriation and allocation to the Department of Health and Human  
Services to amend its rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section  
45.03 to provide reimbursement for patients discharged from Southern Maine Health

**COMMITTEE AMENDMENT**

ROFS

COMMITTEE AMENDMENT " " to H.P. 1327, L.D. 1856

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Care's psychiatric inpatient unit in the amount of \$10,166 per distinct discharge beginning August 1, 2020.

<b>GENERAL FUND</b>	<b>2019-20</b>	<b>2020-21</b>
All Other	\$0	\$117,408
<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$117,408</u>

<b>FEDERAL EXPENDITURES FUND</b>	<b>2019-20</b>	<b>2020-21</b>
All Other	\$0	\$347,260
<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<u>\$0</u>	<u>\$347,260</u>

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

**SUMMARY**

This amendment, which is the majority report of the committee, amends the resolve by reducing the reimbursement rate per discharge to cover the cost of providing care to MaineCare members in Southern Maine Health Care's psychiatric inpatient unit and changes the effective date of the new reimbursement rate. The amendment directs the Department of Health and Human Services to seek and apply for federal funds and funds from any other sources to pay the costs of providing psychiatric services to uninsured patients. The amendment also directs the Department of Health and Human Services to submit a report to the joint standing committee of the Legislature having jurisdiction over health and human services matters regarding the progress the department has made in developing a reimbursement rate to provide inpatient psychiatric care under its rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 45.03. The committee is authorized to report out legislation related to the report to the First Regular Session of the 130th Legislature.

This amendment also adds an appropriations and allocations section.

**FISCAL NOTE REQUIRED**

(See attached)



# 129th MAINE LEGISLATURE

LD 1856

LR 2928(02)

Resolve, To Support Individuals with Acute Mental Health Needs

Fiscal Note for Bill as Amended by Committee Amendment " "

Committee: Health and Human Services

Fiscal Note Required: Yes

## Fiscal Note

	FY 2019-20	FY 2020-21	Projections FY 2021-22	Projections FY 2022-23
<b>Net Cost (Savings)</b>				
General Fund	\$0	\$117,408	\$128,162	\$128,162
<b>Appropriations/Allocations</b>				
General Fund	\$0	\$117,408	\$128,162	\$128,162
Federal Expenditures Fund	\$0	\$347,260	\$378,748	\$378,748
<b>Revenue</b>				
Federal Expenditures Fund	\$0	\$347,260	\$378,748	\$378,748

### Fiscal Detail and Notes

The bill includes General Fund appropriations to the Department of Health and Human Services of \$117,408 in fiscal year 2020-21 to amend its rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 45.03 to provide reimbursement for patients discharged from Southern Maine Health Care's psychiatric inpatient unit in the amount of \$10,166 per distinct discharge beginning August 1, 2020. Federal Expenditures Fund allocations will also be required for the FMAP match.

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ROFS

Minority Report

L.D. 1856

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Date:

(Filing No. H- )

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**HEALTH AND HUMAN SERVICES**

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**STATE OF MAINE**

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**HOUSE OF REPRESENTATIVES**

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**129TH LEGISLATURE**

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**SECOND REGULAR SESSION**

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COMMITTEE AMENDMENT “ ” to H.P. 1327, L.D. 1856, “Resolve, To Support  
Individuals with Acute Mental Health Needs”

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Amend the resolve in section 1 in the 5th line (page 1, line 5 in resolve) by striking  
out the following: "\$13,396.47" and inserting the following: '\$10,166'

12

13

Amend the resolve in section 1 in the last line (page 1, line 9 in resolve) by striking  
out the following: "July" and inserting the following: August

14

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Amend the resolve by adding after section 1 the following:

16

**'Sec. 2. Department of Health and Human Services to seek available  
funds for uninsured patients. Resolved:** That the Department of Health and Human  
Services shall seek and apply for available federal funds or funds from any other sources  
to pay the costs of providing inpatient psychiatric care to uninsured patients who are  
discharged from acute care hospitals.

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**Sec. 3. Report. Resolved:** That, no later than January 15, 2021 the Department  
of Health and Human Services shall submit a report to the joint standing committee of the  
Legislature having jurisdiction over health and human services matters regarding the  
progress the department has made in developing a reimbursement rate to provide  
inpatient psychiatric care under its rule Chapter 101: MaineCare Benefits Manual,  
Chapter III, Section 45.03. The joint standing committee of the Legislature having  
jurisdiction over health and human services matters is authorized to report out legislation  
related to the report to the First Regular Session of the 130th Legislature.

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**Sec. 4. Appropriations and allocations. Resolved:** That the following  
appropriations and allocations are made.

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**HEALTH AND HUMAN SERVICES, DEPARTMENT OF**

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**Medical Care - Payments to Providers 0147**

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Initiative: Provides one-time appropriation and allocation to the Department of Health  
and Human Services to amend its rule Chapter 101: MaineCare Benefits Manual, Chapter  
III, Section 45.03 to provide reimbursement for patients discharged from Southern Maine

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R O F S

COMMITTEE AMENDMENT " " to H.P. 1327, L.D. 1856

1 Health Care's psychiatric inpatient unit in the amount of \$10,166 per distinct discharge  
2 beginning August 1, 2020. ~~This increased rate is repealed on January 15, 2022.~~ \* changes to  
effective date this intent  
below

3	<b>GENERAL FUND</b>	<b>2019-20</b>	<b>2020-21</b>
4	All Other	\$0	\$117,408
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6	<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$117,408</u>

7	<b>FEDERAL EXPENDITURES FUND</b>	<b>2019-20</b>	<b>2020-21</b>
8	All Other	\$0	\$347,260
9			
10	<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<u>\$0</u>	<u>\$347,260</u>

11 ~~Sec. 5. Repeal. Resolved:~~ That this resolve is repealed January 15, 2022.  
12 Amend the resolve by relettering or renumbering any nonconsecutive Part letter or  
13 section number to read consecutively.

**SUMMARY**

15 This amendment, which is the minority report of the committee, reduces the  
16 reimbursement rate per discharge to cover the cost of providing care to MaineCare  
17 members in a psychiatric inpatient unit and changes the effective date of the new  
18 reimbursement rate. The amendment directs the Department of Health and Human  
19 Services to seek and apply for federal funds and funds from any other sources to pay the  
20 costs of providing psychiatric services to uninsured patients. The amendment also directs  
21 the Department of Health and Human Services to submit a report to the joint standing  
22 committee of the Legislature having jurisdiction over health and human services matters  
23 regarding the progress the department has made in developing a reimbursement rate to  
24 provide inpatient psychiatric care under its rule Chapter 101: MaineCare Benefits  
25 Manual, Chapter III, Section 45.03. The committee is authorized to report out legislation  
26 related to the report to the First Regular Session of the 130th Legislature. This  
27 amendment includes a provision to repeal the resolve January 15, 2022.

28 This amendment also adds an appropriations and allocations section.

**FISCAL NOTE REQUIRED**

(See attached)

Amend 5

until January 15, 2022

1 **Sec. 1. Department of Health and Human Services to increase**  
2 **MaineCare rates. Resolved:** That the Department of Health and Human Services  
3 shall amend its rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 45.03  
4 to provide reimbursement for patients discharged from Southern Maine Health Care's  
5 psychiatric inpatient unit in the amount of \$13,396.47 per distinct discharge. The  
6 department shall amend its rule pursuant to this section in time to be submitted to the  
7 United States Department of Health and Human Services, Centers for Medicare and  
8 Medicaid Services with an effective date of the reimbursement required by this section of  
9 August July-1, 2020;



Approved: 03/14/20 *MAC*

# 129th MAINE LEGISLATURE

LD 1856

LR 2928(03)

Resolve, To Support Individuals with Acute Mental Health Needs

Fiscal Note for Bill as Amended by Committee Amendment " "

Committee: Health and Human Services

Fiscal Note Required: Yes

## Fiscal Note

	FY 2019-20	FY 2020-21	Projections FY 2021-22	Projections FY 2022-23
<b>Net Cost (Savings)</b>				
General Fund	\$0	\$117,408	\$64,081	\$0
<b>Appropriations/Allocations</b>				
General Fund	\$0	\$117,408	\$64,081	\$0
Federal Expenditures Fund	\$0	\$347,260	\$189,374	\$0
<b>Revenue</b>				
Federal Expenditures Fund	\$0	\$347,260	\$189,374	\$0

### Fiscal Detail and Notes

The bill includes a one-time General Fund appropriation to Department of Health and Human Services of \$117,408 in fiscal year 2020-21 to amend its rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 45.03 to provide reimbursement for patients discharged from Southern Maine Health Care's psychiatric inpatient unit in the amount of \$10,166 per distinct discharge beginning August 1, 2020. The increased rate is repealed on January 15, 2022. Federal Expenditures Fund allocation is also included for the FMAP match.



# 129th MAINE LEGISLATURE

## SECOND REGULAR SESSION-2020

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Legislative Document

No. 1856

H.P. 1327

House of Representatives, December 23, 2019

### Resolve, To Support Individuals with Acute Mental Health Needs

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Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Received by the Clerk of the House on December 19, 2019. Referred to the Committee on Health and Human Services pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT  
Clerk

Presented by Representative MASTRACCIO of Sanford.

