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# STATE OF MAINE ONE HUNDRED AND THIRTIETH LEGISLATURE COMMITTEE ON HEALTH AND HUMAN SERVICES

TO:

Senator Catherine Breen, Senate Chair

Representative Teresa S. Pierce, House Chair

Joint Standing Committee on Appropriations and Financial Affairs

FROM:

Senator Ned Claxton, Senate Chair NC (ATV)

Representative Michele Meyer, House Chair MM (ATS)
Joint Standing Committee on Health and Human Services

DATE:

February 5, 2021

SUBJECT:

LR 1970: An Act To Make Supplemental Appropriations and Allocations for the

Expenditures of State Government and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year

Ending June 30, 2021

The Health and Human Services Committee is pleased to provide its recommendations on LR 1970, the supplemental budget bill. Committee votes on the initiatives proposed in the budget are contained in the attached spreadsheets. Votes on language sections are described in this memo. Proposed new initiatives are described and the language and fiscal estimates are attached.

Unanimous votes to oppose initiatives proposed in the supplemental budget

The Committee voted unanimously on most of the initiatives in the supplemental budget. We also voted unanimously against two initiatives. We are opposed to eliminating direct care cost claims on nursing home bed hold days (line 120) and to achieving savings by establishing a reimbursement methodology that reimburses 340B providers at the approximate cost of 340B physician administered drugs (line 121). These initiatives were part of the curtailment. We are opposed to these cuts to nursing facilities and hospitals, especially given the serious impact of the pandemic on nursing facilities and hospitals. The Committee also voted unanimously to include language Parts O, P, Q and R.

Divided votes on initiatives proposed in the supplemental budget

The Committee was divided on the initiative to provide \$5million for COVID-19 testing, vaccines, contact tracing and quarantine supports (line 141). The vote was 8-5 to include the initiative in the supplemental budget and the vote was on partisan lines.

The Committee was divided on Part N of the language parts. The vote was 8-5, on partisan lines, to include Part N with a technical amendment. Part N changes to the eligibility for transitional transportation to include families who are employed with income less than 200% of the federal poverty level and allow up to \$1.4million of TANF block grant expenditures to support employed families who have transportation costs. The majority voted to include the initiative with a technical amendment striking out the language "nonfarm income official poverty line" and replacing it with "federal poverty level." Federal poverty level is defined in Title 22, section 3762, subsection 1, paragraph C. It is also our understanding from Department of Health and Human Services that the nonfarm income language no longer has a separate definition at the federal level either. The minority is opposed to this initiative (although there is no objection to the technical change).

# Divided votes on new initiatives

In addition to the initiatives proposed in the supplemental budget, a majority of the Committee voted to include two new amendments relating to rates of reimbursement for direct care workers. Eight members of the Committee voted for two new initiatives and five opposed them. These votes were on partisan lines. We would like to emphasize that all members of the Committee agree that the current system of reimbursement for direct care workers is in crisis and that pay is inadequate for this important work but we take different approaches to address that.

The first amendment would increase rates temporarily and retroactively for direct care workers within MaineCare Sections 18, 20, 21 and 29 (brain injury, other related conditions, and intellectual disability and autism) and Sections 17, 28 and 65 (mental health). Many of these rates received temporary increases during the spring or the summer either through an Appendix K amendment to the 1915(c) waiver or through per member per month supplements. With lower reimbursement rates, providers continue to lose workforce. The language and fiscal estimates for this amendment are attached.

The second amendment would increase rates temporarily and retroactively for direct care workers in MaineCare Sections 12, 19 and 96 (consumer directed, elderly and disabled, and private duty nursing). Some of these providers also received temporary increases during the spring that are no longer available. This amendment also increases the reimbursement rates for Chapter 5: Office of Aging and Disability Services Policy Manual, Section 69, Independent Support Services, also known as the Homemaker Program, by 25% on an ongoing basis. Again, with lower reimbursement rates, providers continue to lose workforce. The language and fiscal estimates for this amendment are attached.

Committee members are prepared to discuss this report with you. Thank you for your consideration.

cc: Health and Human Services Committee members
Commissioner Jeanne M. Lambrew, Department of Health and Human Services
Molly Bogart, Government Relations Director, Department of Health and Human Services
Maureen Dawson, OFPR
Luke Lazure, OFPR
Anna Broome, OPLA
Erin Dooling, OPLA

EF	FY 2(	021 Suppl	lement	al Budget (LR 1970) - HHS Committee Programs - Total l	HHS C	ommi	ttee	Supp.	Budget
Line #	Prog. Code	Program	Change Package	Initiative Text	Fund	HHS Vote	Line # FNBS		Total SFY 21
		Mental Health Services -		Reduces funding by allocating the Maine warmline services contract to allowable Federal Expenditures funds sources. This initiative relates to the curtailments ordered in Financial Order 001152 F1.	General				
		Mental Health Services -	I-A-7803	Reduces funding by allocating a temporary staffing contract to allowable Federal Expenditures Fund resources. This initiative relates to the curtailments ordered in Financial Order 001152 F1.	Fund General	IN 13-0	326	-	(263,978)
		Community Mental Health Services - Community	I-A-7804	Reduces funding to align with projected actual expenditures for contracts for dental services. This initiative relates to the curtailments ordered in Financial Order 001152 F1.	Fund General Fund	IN 13-0	327	_	(159,432)
		Mental Health Services - Community	I-A-7806	Reduces funding by allocating the teen text line contract to allowable Federal Expenditures Fund resources. This initiative relates to the curtailments ordered in Financial Order 001152 F1.	General Fund	IN 13-0	329	1	(72,956)
:		Mental Health Services - Community	I-A-7807	Reduces funding by allocating the Maine toll-free warmline contact to allowable Federal Expenditures Fund resources. This initiative relates to the curtailments ordered in Financial Order 001152 F1.	General Fund	IN 13-0	330	-	(50,891)
,		Mental Health Services - Community	I-A-7808	Reduces funding to align with projected actual expenditures due to discontinuing the enterprise information system (EIS) license agreement. This initiative relates to the curtailments ordered in Financial Order 001152 F1.	General Fund	IN 13-0	331	-	(50,000)
		Mental Health Services - Community	I-A-7809	Reduces funding by deferring planned adult needs and strengths assessment online certification contract. This initiative relates to the curtailments ordered in Financial Order 001152 F1.	General Fund	IN 13-0	332	-	(15,000)
		Mental Health Services - Community	I-A-7810	Reduces funding by deferring planned a strategic planning consulting services contract. This initiative relates to the curtailments ordered in Financial Order 001152 F1.	General Fund	IN 13-0	333	-	(15,000)
	9 <b>Z2</b> 19	Riverview Psychiatric Center Disproportion	I-A-7818	Reduces funding to align with projected actual expenditures for a reduction in a staffing and pharmacy services contract. This initiative relates to the curtailments ordered in Financial Order 001152 F1.	General Fund	IN 13-0	407	-	(550,000)
		ate Share - Dorothea Dix Psychiatric		Reduces funding to align with projected actual expenditures for a reduction in a hospital psychiatrist contract. This initiative relates to the curtailments ordered in Financial Order 001152 F1.	General				
1	0 Z225	Center	I-A-7819		Fund	IN 13-0	414	-	(255,889)

ensive Child Welfare Information				
General				
Fund	IN 13-0	238	_	2,578,250
_		239	-	2,646,219
				, ,
Fund	IN 13-0	230	-	(1,000,000)
wable Federal Expenditures Fund				
Fund	IN 13-0	360	-	(200,000)
eement.This initiative relates to the				
	IN 13-0	337	-	(300,000)
ates to the curtailments ordered in				
	IN 12 0	220		(200,000)
	IN 13-0	338	-	(200,000)
	IN 13 0	368	(4.0)	(359,936)
Tunu	111 13-0	300	(4.0)	(337,730)
General				
	IN 13-0	396	4.0	188,607
	11 ( 15 0	370	1.0	100,007
_				
	IN 13-0	397	_	171,328
				,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
- r				
General				
Fund	IN 13-0	252	-	127,128
Fund Other	IN 13-0	252	-	127,128
Other	IN 13-0	252	-	127,128
	IN 13-0	252	-	127,128
	Pederal Expenditures Fund Ceneral Fund Ceneral Expenditures Fund Ceneral Expenditures Fund Ceneral Expenditures Fund Ceneral Fund Cener	chnology costs to allowable Other the curtailments ordered in  Swable Federal Expenditures Fund wable Federal Expenditures Fund  Fund  General Fund  IN 13-0  General Fund  IN 13-0  General Fund  IN 13-0  General Fund  IN 13-0  General Fund  General Fund  IN 13-0  General Fund  IN 13-0  General Fund  General Fund  IN 13-0  Other Special Revenue Funds  IN 13-0	chnology costs to allowable Other the curtailments ordered in  Swable Federal Expenditures Fund order in Financial Order 001152 F1.  General Fund IN 13-0 360  General Fund IN 13-0 360  General Fund IN 13-0 337  General Fund IN 13-0 337  General Fund IN 13-0 337  General Fund IN 13-0 338  Health Worker III positions from munity program to 52.4% Funds in the Crisis Outreach red in Financial Order 001152 F1.  General Fund IN 13-0 338  General Fund IN 13-0 338  General Fund IN 13-0 338  General Fund IN 13-0 368  General Fund IN 13-0 368  General Fund IN 13-0 368  General Fund IN 13-0 368	Federal Expenditures Fund IN 13-0 239 - chnology costs to allowable Other the curtailments ordered in Fund IN 13-0 230 - cowable Federal Expenditures Fund IN 13-0 230 - cowable Federal Expenditures Fund IN 13-0 360 - cowable Federal Fund IN 13-0 337 - cowable Federal Fund IN 13-0 338 - cowable Federal Fund IN 13-0 368 (4.0)  General Fund IN 13-0 368 (4.0)

_			T	T	1	_			1
		Division of		Reduces funding by realizing ongoing efficiencies in the program. This initiative relates to					
		Licensing and		the curtailments ordered in Financial Order 001152 F1.	General				
22	2 Z036	Certification	I-A-7802		Fund	IN 13-0	314	-	(500,000)
		Developmenta		Reduces funding by allocating an advocacy services contract to allowable Federal					
		l Services -		Expenditures Fund resources. This initiative relates to the curtailments ordered in	General				
23	<b>Z208</b>	Community	I-A-7814	Financial Order 001152 F1.	Fund	IN 13-0	367	-	(45,191)
		Office of		Reduces funding by allocating an advocacy services contract to allowable Federal					
		Advocacy -		Expenditures Fund resources. This initiative relates to the curtailments ordered in	General				
24	1 Z209	BDS	I-A-7816	Financial Order 001152 F1.	Fund	IN 13-0	372	-	(163,088)
				Reduces funding by allocating an advocacy services contract to allowable Federal					
				Expenditures Fund resources. This initiative relates to the curtailments ordered in	General				
25	Z213	Brain Injury	I-A-7817	Financial Order 001152 F1.	Fund	IN 13-0	389	-	(24,722)
				Reduces funding by managing position vacancies to achieve an 8% Personal Services					
		Child		reduction. This initiative relates to the curtailments ordered in Financial Order 001152 F1.	General				
20	6 0100	Support	I-A-7821		Fund	IN 13-0	231	_	(289,150)
		Office of							, ,
		MaineCare			General				
23		Services	I-A-7821		Fund	IN 13-0	235	_	(487,712)
		State-funded	111 / 021			22 . 15 0	200		(107,712)
		Foster							
		Care/Adoption			General				
25		Assistance	I-A-7821		Fund	IN 13-0	242		(42,265)
		Office of	1-A-7021		Tuna	111 13-0	242		(42,203)
		Aging and							
		Disability							
		Services			Camana1				
20			T A 7001		General	IN 12 0	245		(116 271)
25		Central Office	I-A-/821		Fund	IN 13-0	245	-	(116,371)
		Department of							
		Health and							
		Human							
		Services							
		Central			General				
30	0142		I-A-7821		Fund	IN 13-0	248	-	(742,596)
		Maine Center							
		for Disease							
		Control and			General				
3			I-A-7821		Fund	IN 13-0	254	-	(1,858,522)
		Purchased							
		Social			General				
32	0228	Services	I-A-7821		Fund	IN 13-0	287	-	(3,938)
		Office of							
		Child and							
		Family							
		Services -			General				
33	3 0307	Central	I-A-7821		Fund	IN 13-0	290	-	(389,871)
									(-0,0,0,1)

		Long Term						
		Care - Office						
		of Aging and						
		Disability		General				
34	4 0420	Services	I-A-7821	Fund	IN 13-0	293	-	(11,506)
		Office of						
		Child and						
		Family						
		Services -		General				
33	5 0452		I-A-7821	Fund	IN 13-0	296	-	(2,074,578)
		Office for						
		Family						
		Independence -		General				
30	6 0453	District	I-A-7821	Fund	IN 13-0	299	-	(1,254,985)
		Maternal and						
		Child Health						
		Block Grant		General				
3'	7 Z008	Match	I-A-7821	Fund	IN 13-0	302	-	(34,930)
		Office for						· · · · · · · · · · · · · · · · · · ·
		Family		General				
38			I-A-7821	Fund	IN 13-0	308	-	(171,710)
		Multicultural		General				( , ), ,
39	9 Z034		I-A-7821	Fund	IN 13-0	311	_	(9,206)
		Division of						(1)
		Licensing and		General				
40			I-A-7821	Fund	IN 13-0	315	_	(243,634)
	2020	Data, Research			11 1 10 0	010		(2:0,00:1)
		and Vital		General				
4			I-A-7821	Fund	IN 13-0	318	_	(39,240)
	200,	Office of	111 / 021		11.15	210		(53,2.0)
		Aging and						
		Disability						
		Services Adult						
		Protective		General				
$\Delta'$		Services	I-A-7821	Fund	IN 13-0	321	_	(534,311)
12	2010	Mental Health	111 /021	T GITG	11 ( 13 0	321		(331,311)
		Services -		General				
4	7198		I-A-7821	Fund	IN 13-0	334	_	(328,325)
7.	L170	Office of	I-A-7021	1 dild	114 13-0	334		(320,323)
		Substance						
		Abuse and						
		Mental Health		General				
1.			I-A-7821		IN 13-0	339	_	(94,619)
44	+ L199	Sel vices	1-A-7821	rund	11N 13-U	339	-	(94,019)

		D.:							
		Driver Education &							
		Evaluation							
		Program - Off							
		Sub Abuse &			General				
	15 Z200		I-A-7821		Fund	IN 13-0	342	-	(45,103)
		Forensic			General				
4	16 Z203	Services	I-A-7821		Fund	IN 13-0	357	-	(52,309)
		Mental Health							
		Services -			General				
4	17 Z206		I-A-7821		Fund	IN 13-0	361	-	(204,116)
		Developmenta							
		l Services -			General				
4	18 Z208	Community	I-A-7821		Fund	IN 13-0	369	-	(1,045,093)
					General				
4	19 Z213	Brain Injury	I-A-7821		Fund	IN 13-0	390	-	(53,975)
		Crisis							
		Outreach			General				
4	50 Z216	Program	I-A-7821		Fund	IN 13-0	398	-	(188,948)
		Early							, , ,
		Childhood							
		Consultation			General				
4	$z_{1}z_{280}$	Program	I-A-7821		Fund	IN 13-0	417	_	(14,576)
		Crisis	, , , , , ,	Reduces funding to align with projected actual expenditures for employee mileage			12,		(= 1,0 , 0)
		Outreach		reimbursement. This initiative relates to the curtailments ordered in Financial Order	General				
4	52 <b>Z</b> 216	Program	I-A-7822	001152 F1.	Fund	IN 13-0	399	_	(3,572)
		Office of							(0,012)
		MaineCare			General				
4	3 0129	Services	I-A-7822		Fund	IN 13-0	236	_	(5,029)
	0129	IV-E Foster	111 / 022			11.15	200		(0,02)
		Care/Adoption			General				
4	54 0137		I-A-7822		Fund	IN 13-0	240	_	(3,931)
	71 0137	State-funded	111 /022		Tuna	11 ( 13 0	210		(3,731)
		Foster							
		Care/Adoption			General				
4	55 0130		I-A-7822		Fund	IN 13-0	243	_	(2,620)
	0139	Office of	1-A-1022		1 unu	111 13-0	243		(2,020)
		Aging and							
		Disability							
		Services			Camara 1				
,	(0140		I A 7000		General	INI 12 0	246		((55)
3	0140	Central Office	I-A-/822		Fund	IN 13-0	246	-	(655)

		Department of						
		Health and						
		Human						
		Services						
		Central		C1				
57			I A 7000	General	DI 12 0	240		(42.255)
5/			I-A-7822	Fund	IN 13-0	249	-	(43,255)
		Maine Center						
		for Disease		C 1				
<b>50</b>		Control and	T 4 7000	General	D. 12.0	255		(5.260)
58			I-A-7822	Fund	IN 13-0	255	-	(5,369)
		Purchased		C 1				
<b>70</b>		Social		General	D. 10.0	200		(220)
59			I-A-7822	Fund	IN 13-0	288	-	(328)
		Office of						
		Child and						
		Family		a 1				
60		Services -		General	D. 10.0	201		(4.540)
60			I-A-7822	Fund	IN 13-0	291	-	(4,542)
		Long Term						
		Care - Office						
		of Aging and						
		Disability		General				
61			I-A-7822	Fund	IN 13-0	294	-	(328)
		Office of						
		Child and						
		Family						
		Services -		General				
62			I-A-7822	Fund	IN 13-0	297	-	(183,504)
		Office for						
		Family						
		Independence -		General				
63	0453		I-A-7822	Fund	IN 13-0	300	-	(8,087)
		Maternal and						
		Child Health						
		Block Grant		General				
64			I-A-7822	Fund	IN 13-0	303	-	(4,515)
		Food						
		Supplement		General				
65		Administration	I-A-7822	Fund	IN 13-0	305	-	(176)
		Office for						
		Family		General				
66		Independence	I-A-7822	Fund	IN 13-0	309	-	(1,241)
		Multicultural		General				
67	Z034	Services	I-A-7822	Fund	IN 13-0	312	-	(148)

		5: : :						
		Division of						
		Licensing and		General				
68			I-A-7822	Fund	IN 13-0	316	-	(31,333)
		Data, Research						
		and Vital		General				
69	Z037	Statistics	I-A-7822	Fund	IN 13-0	319	-	(189)
		Office of						
		Aging and						
		Disability						
		Services Adult						
		Protective		General				
70			I-A-7822	Fund	IN 13-0	322	_	(17,032)
, 0		Mental Health	111 /022	1 0110	11 ( 13 0	322		(17,032)
		Services -		General				
71			I-A-7822	Fund	IN 13-0	335	_	(8,853)
/ 1		Office of	111-7022	1 unu	11 13-0	333		(0,033)
		Substance						
		Abuse and						
		Mental Health		General				
72			I A 7000		DI 12 0	240		(1.206)
12.			I-A-7822	Fund	IN 13-0	340	-	(1,286)
		Driver						
		Education &						
		Evaluation						
		Program - Off		~ .				
		Sub Abuse &		General				
73 .			I-A-7822	Fund	IN 13-0	343	-	(712)
		Forensic		General				
74			I-A-7822	Fund	IN 13-0	358	-	(241)
		Mental Health						
		Services -		General				
75			I-A-7822	Fund	IN 13-0	362	-	(12,833)
		Developmenta						
		l Services -		General				
76	Z208	Community	I-A-7822	Fund	IN 13-0	370	-	(33,095)
				General				
77	Z213	Brain Injury	I-A-7822	Fund	IN 13-0	391	-	(785)
		Riverview						
		Psychiatric		General				
78	Z219	Center	I-A-7822	Fund	IN 13-0	408	-	(98)
		Disproportiona						
		te Share -						
		Riverview						
		Psychiatric		General				
79			I-A-7822	Fund	IN 13-0	410	-	(1,506)
			<b></b>					(1,000)

		Dorothea Dix							
		Psychiatric Psychiatric			General				
80		~	I-A-7822		Fund	IN 13-0	412	_	(678)
00		Disproportiona			1 0110	111150	112		(070)
		te Share -							
		Dorothea Dix							
		Psychiatric Psychiatric			General				
81		Center	I-A-7822		Fund	IN 13-0	415	_	(1,397)
01		Maine Center		Reallocates 45 positions in the Health and Environmental Testing Laboratory.	1 unu	111 13-0	413		(1,377)
		for Disease		Reallocates 45 positions in the freatth and Environmental Testing Laboratory.					
		Control and			General				
82		Prevention Prevention	I-A-7829		Fund	IN 13-0	257	_	583,700
02		Maine Center	I-A-702)		Other	111 13-0	231	-	363,700
		for Disease			Special				
		Control and			Revenue				
83			I-A-7829		Funds	IN 13-0	258	_	(583,700)
0.5		Office of		Reduces funding for to achieve a 2% savings through ongoing efficiencies in the	1 unus	111 13-0	236	-	(383,700)
		MaineCare		program. This initiative relates to the curtailments ordered in Financial Order 001152 F1.	General				
0.1			I-A-7110		Fund	IN 13-0	233		(464,000)
04	0129	Services	1-A-/110		Fullu	IN 13-0	233	-	(464,000)
		Medical Care		Reduces funding to align with projected actual expenditures given the availability of					
			1	additional Federal Expenditures Fund resources through the enhanced Federal Medicaid	C1				
		Payments to		Assistance Program and Children's Health Insurance Program rate of an additional	General	TN: 42 0	2.60		(44.204.00=)
85	0147	Providers	I-A-7130	6.2%. This initiative relates to the curtailments ordered in Financial Order 001152 F1.	Fund	IN 13-0	260	-	(41,394,907)
		M 11 1 C							
		Medical Care -			G 1				
0.6		Payments to			General	D. 12.0	266		(550.240)
86	0147	Providers	I-A-7190		Fund	IN 13-0	266	-	(558,349)
		37			G 1				
		Nursing			General				,
87	0148	Facilities	I-A-7820		Fund	IN 13-0	281	-	(9,961,540)
		Mental Health							
		Services -							
		Community			General				
88		Medicaid	I-A-7820		Fund	IN 13-0	345	-	(3,301,888)
		Office of							
		Substance							
		Abuse &							
		Mental Health							
		Srv-Medicaid			General				
89	Z202		I-A-7820		Fund	IN 13-0	351	-	(461,412)
		Mental Health							
		Services -							
		Child			General				
90	Z207	Medicaid	I-A-7820		Fund	IN 13-0	364	-	(2,836,876)

		Medicaid							
		Services -							
		Developmenta			General				
9			I-A-7820		Fund	IN 13-0	374	_	(2,099,300)
	1 2210	Developmenta			1 0110	11 15 0	371		(2,0)),300)
		l Services							
		Waiver -			General				
92	2 Z211	MaineCare	I-A-7820		Fund	IN 13-0	381	-	(10,751,891)
		Developmenta							
		1 Services							
		Waiver -			General				
9:	3 Z212	Supports	I-A-7820		Fund	IN 13-0	384	-	(2,610,294)
		Traumatic							
		Brain Injury			General				
9.	4 Z214		I-A-7820		Fund	IN 13-0	393	-	(10,009)
		Medicaid							
		Waiver for							
		Other Related			General				
9:	5 Z217		I-A-7820		Fund	IN 13-0	401	-	(282,136)
		Medicaid							
		Waiver for							
		Brain Injury							
		Residential							
		/Community			General		40.4		(500, 400)
90	6 Z218		I-A-7820		Fund	IN 13-0	404	-	(600,400)
		Medical Care		Adjusts funding for the 6.2% increase in the Federal Medicaid Assistance Percentage rate.	Comonal				
		Payments to Providers	I-A-7826		General Fund	IN 13-0	275		(2( 110 000)
9		Nursing	1-A-/826		General	IN 13-0	275	-	(36,119,808)
0,			I-A-7826		Fund	IN 13-0	284	_	(10,674,928)
90		Mental Health	1-A-7020		1 und	114 13-0	204		(10,074,928)
		Services -							
		Community			General				
90			I-A-7826		Fund	IN 13-0	349	_	(2,711,317)
		Office of					2.5		(=,,,11,01,)
		Substance							
		Abuse &							
		Mental Health							
		Srv-Medicaid			General				
100	0 Z202		I-A-7826		Fund	IN 13-0	354	-	(521,767)
		Mental Health							
		Services -							
		Child			General				
10	1 Z207	Medicaid	I-A-7826		Fund	IN 13-0	365	-	(1,740,571)

		Medicaid							
		Services -							
		Developmenta			General				
102			I-A-7826			IN 13-0	379	_	(1,626,952)
102		Developmenta		<u> </u>	una	11 13 0	317		(1,020,732)
		1 Services							
		Waiver -			General				
103	Z211	MaineCare	I-A-7826	l <sub>F</sub>	Fund	IN 13-0	382	-	(9,423,379)
		Developmenta							
		1 Services							
		Waiver -			General				
104	Z212	Supports	I-A-7826	F	Fund	IN 13-0	387	-	(1,587,866)
		Traumatic							
		Brain Injury			General				
105	Z214		I-A-7826	F	Fund	IN 13-0	394	-	(5,552)
		Medicaid							
		Waiver for							
		Other Related			General				
106			I-A-7826		Fund	IN 13-0	402	-	(156,467)
		Medicaid							
		Waiver for							
		Brain Injury Residential							
		/Community			General				
107	Z218		I-A-7826			IN 13-0	405		(332,972)
107		Medical Care -	I-A-7820		Federal	IN 13-0	403	-	(332,972)
		Payments to			Expenditu				
108			I-A-7826			IN 13-0	276	_	125,285,007
100	0147	Tiovideis	I-A-7020		Federal	114 13-0	270		123,263,007
		Nursing			Expenditu				
109			I-A-7826			IN 13-0	285	_	20,636,468
107	01.0		111 / 020		Federal	11 12 0	200		20,020,100
		Medical Care -			Block				
		Payments to			Grant				
110	0147	Providers	I-A-7826	ļ <sub>F</sub>	Fund	IN 13-0	277	-	(2,067,815)
		Medical Care -		F	Fund for				, ,
		Payments to			Healthy				
111			I-A-7826	N	Maine	IN 13-0	278	-	(3,918,198)
		Office of							
		Substance							
		Abuse &							
		Mental Health			Fund for				
		Srv-Medicaid			Healthy				
112	Z202	Seed	I-A-7826	N	Maine	IN 13-0	355	-	(164,881)

			M 11 1 C	Ī		ı	1			
			Medical Care		Reduces funding by allocating expenditures to allowable Other Special Revenue Funds					
			Payments to		sources. This initiative relates to the curtailments ordered in Financial Order 001152 F1.	General				
1	113	0147	Providers	I-A-7140		Fund	IN 13-0	261	-	(11,411,253)
			Medical Care ·		Reduces funding for one-time savings achieved by updating the claims system (MIMHS) to					
			Payments to		more accurately identify family planning claims. This initiative relates to the curtailments	General				
1	114	0147	Providers	I-A-7160	ordered in Financial Order 001152 F1.	Fund	IN 13-0	263	-	(1,400,000)
			Medical Care -							
			Payments to			General				
1	15		-	I-A-7180		Fund	IN 13-0	265	_	(1,200,000)
		,	Medical Care -		Increases funding to repay the Centers for Medicare and Medicaid Services for Durable					(-,,,,,,,,)
			Payments to		Medical Equipment charges that exceed the mandated Upper Payment Limit for calendar	General				
1	116	0147	Providers	I-A-7824	years 2019 and 2020 and the first quarter of calendar year 2021.	Fund	IN 13-0	269	_	948,211
,	110	017/	Medical Care -	I-A-7024	years 2019 and 2020 and the first quarter of calendar year 2021.	Federal	11( 15-0	207	_	740,211
			Payments to			Expenditu				
	1.7		•	T A 7004				270		(017.75()
_	11/	014/	Providers	I-A-7824		res Fund	IN 13-0	270	-	(917,756)
						Federal				
			Medical Care -			Block				
			Payments to			Grant				
1	118	0147		I-A-7824		Fund	IN 13-0	271	-	(30,455)
			Medical Care ·		Reduces funding to align the rate structures and fee schedule for purchased Durable					
			Payments to		Medical Equipment with those used by the Centers for Medicare and Medicaid Services.	General				
1	119	0147	Providers	I-A-7800	This initiative relates to the curtailments ordered in Financial Order 001152 F1.	Fund	IN 13-0	267	-	(524,900)
					Reduces funding for savings achieved by eliminating direct care cost claims on nursing					
			Nursing		home bed hold days when no direct care is actually provided. This initiative relates to the	General				
1	120	0148	Facilities	I-A-7801	curtailments ordered in Financial Order 001152 F1.	Fund	OUT 13-	280	_	(205,264)
			Medical Care		Reduces funding for savings achieved by establishing a reimbursement methodology that					, ,
			Payments to		reimburses 340B providers at the approximate cost of 340B physician administered drugs.	General				
1 1	21	0147	Providers	I_A_7170	This initiative relates to the curtailments ordered in Financial Order 01152F1.	Fund	OUT 13-	264	_	(295,659)
		0117	Medical Care	111 /1/0	Adjusts funding in the Medicaid accounts to align with the Revenue Forecasting Committee		00110			(250,005)
			Payments to		report of December 2020.	General				
1	122	0147	Providers	I-A-7825	report of December 2020.	Fund	IN 13-0	272	_	1 420 500
	LZZ	0147		1-A-7025			11/ 13-0	212		1,428,508
1	122	0149	Nursing Facilities	I A 7025		General Fund	IN 12 0	202		(2.724.710)
	123	0148	Mental Health	I-A-7825		rund	IN 13-0	282	-	(3,724,710)
			Services -			C 1				
			Community			General	D. 12 0			(2.11.22.7)
1	124	Z201	Medicaid	I-A-7825		Fund	IN 13-0	346	-	(341,906)
			Office of							
			Substance							
			Abuse &							
			Mental Health							
			Srv-Medicaid			General				
1	125	Z202	Seed	I-A-7825		Fund	IN 13-0	352	-	197,273

		3.6.11. 1.1						
		Medicaid						
		Services -						
		Developmenta		General				
126			I-A-7825	Fund	IN 13-0	375	-	5,906,806
		Developmenta						
		l Services						
		Waiver -		General				
127	Z212	Supports	I-A-7825	Fund	IN 13-0	385	-	(33,766)
		**		Other				( , ,
		Medical Care -		Special				
		Payments to		Revenue				
128			I-A-7825	Funds	IN 13-0	273	_	71,078
120	0147	Tiovideis	1-A-7623	Other	111 13-0	213	-	71,078
		Medical Care -						
				Special				
4.50		Payments to		Revenue				(4.400.700)
129	0147	Providers	I-A-7825	Funds	IN 13-0	274	-	(1,499,586)
				Other				
				Special				
		Nursing		Revenue				
130	0148	Facilities	I-A-7825	Funds	IN 13-0	283	-	3,724,710
		Residential		Other				
		Treatment		Special				
		Facilities		Revenue				
131			I-A-7825	Funds	IN 13-0	324	_	418,247
		Mental Health		Other				110,217
		Services -		Special				
		Community		Revenue				
122			I-A-7825	Funds	IN 13-0	348		1,081,533
132		Mental Health	1-A-7623	Other	IIN 13-0	346	-	1,061,333
		Services -		Special				
		Community		Revenue				
133			I-A-7825	Funds	IN 13-0	347	-	(739,627)
		Office of						
		Substance						
		Abuse &		Other				
		Mental Health		Special				
		Srv-Medicaid		Revenue				
134	Z202	Seed	I-A-7825	Funds	IN 13-0	353	_	(197,273)
		Medicaid		Other				( = = , = = )
		Services -		Special				
		Developmenta		Revenue				
125			I-A-7825	Funds	IN 13-0	376	_	6,928
155		Medicaid	1-A-7623	Other	11N 13-U	3/0		0,928
		Services -						
				Special				
		Developmenta		Revenue	D. 12 0			
136	Z210	l Services	I-A-7825	Funds	IN 13-0	378	-	15,948

		Medicaid			Other				
		Services -			Special				
		Developmenta			Revenue				
13	7 Z210	1 Services	I-A-7825		Funds	IN 13-0	377	-	(6,347,929)
		Developmenta			Other				
		l Services			Special				
		Waiver -			Revenue				
13	8 Z212	Supports	I-A-7825		Funds	IN 13-0	386	-	33,766
		Food		Provides one-time funding for the Supplemental Nutrition Assistance Program error rate					
		Supplement		penalty in federal fiscal year 2019.					
		Administratio			General				
13	9 <b>Z</b> 019	n	I-A-7823		Fund	IN 13-0	306	-	1,335,770
		Maine Center		Reduces funding by allocating a communications contract to other allowable funding					
		for Disease		sources within the Fund for A Healthy Maine. This initiative relates to the curtailments					
		Control and		ordered in Financial Order 001152 F1.	General				
14	0 0143	Prevention	I-A-7120		Fund	IN 13-0	251	-	(100,000)
		Maine Center		Provides funding for COVID-19 testing, vaccines, contact tracing and quarantine supports.					
		for Disease							
		Control and			General				
14	1 0143	Prevention	I-A-7828		Fund	IN 8-5	256	-	5,000,000

	-	(18,765,912)
General Fund	_	(156,262,796)
Federal Expenditures Fund	-	147,649,938
Other Special Revenue Funds	-	(3,971,705)
Federal Block Grant Fund	-	(2,098,270)
Fund for a Healthy Maine	-	(4,083,079)
	-	(18,765,912)

subsection 6 all amounts remaining in the Waste Motor Oil Revenue Fund/after payment of the authority's fund administration expenses to the effective date of the legislation.

# PART M **SUMMARY**

This Part amends the Finance Authority of Maine's waste motor oil disposal site remediation program by directing all remaining funds in the Waste Motor Oil Revenue Fund to the Department of Environmental Protection's Uncontrolled Sites Fund and by repealing the laws governing the program. Except for the statutory provision regarding the premium imposed on the sale or distribution of motor vehicle oil the laws governing the program are repealed September 30, 2021. The premium imposed on the sale or distribution of motor vehicle oil previously terminated by operation of law, and repeal of the corresponding statutory provision is effective when the legislation is approved. The bill also amends other sections of law by correcting cross-references and making technical changes resulting from the repeal of the laws governing the program.

### PART N

Sec. N-1. 22 MRSA, §3762, sub-§8, ¶B, as amended by PL 2015, c. 267, Pt. RRRR, §3, is further amended to read;

B. The department shall provide limited transitional transportation benefits to meet employment-related costs to ASPIRE-TANF program participants who lose eligibility for TANF assistance due to employment, and to employed families with children with income less than 200% of the nfarmincome official poverty line. The department may also make transitional transportation benefits available to families in which one or both adults are working and who, although they remain financially eligible for TANF benefits, request that their benefits be terminated. Benefits may be provided for up to 18 months following loss of TANF eligibility. The department may adopt rules that impose a weekly limit on available transitional transportation benefits and that require a contribution from each participant toward the cost of transportation. For the purposes of employed families, whose household income is less than 200% of the confarm income official poverty line and who do not qualify based on the loss of TANF due to earnings or are a two parent household who request termination of TANF benefits when at least one adult is working, the department may use up to \$1.4 million annually from the federal TANF block grant for expenditures under this program.

# PART N SUMMARY

This Part changes eligibility for transitional transportation to include families who are employed and have income less than 200% of the nonfarm income official poverty line. It also allows the department to use up to \$1.4 million annually in TANF block grant expenditures to support employed families who have transportation costs and have income less than 200% of the nonfarm income official poverty line.

This amendment uses the definition for federal povery loved in title 22, section 3762, subsection 1, paragraph C.

### PART O

Sec. O-1. 22 MRSA §3769-F, as enacted by PL 2017, c. 284, Pt. NNNNNNN, §12, is repealed.

# PART O SUMMARY

This Part repeals the Working Cars for Working Families Program.

#### PART P

Sec. P-1. Carrying balances; Department of Health and Human Services Food Supplement Administration program. Notwithstanding any provision of law to the contrary, at the end of state fiscal year 2020-21, the State Controller shall carry forward, to be used for the same purposes in state fiscal year 2021-22, any unexpended balance of the \$1,335,770 appropriated in the All Other line category contained in Part A in the Office for Family Independence - Food Supplement Administration program, General Fund account for the purpose of reimbursing the federal government for the Supplemental Nutrition Assistance Program error penalty incurred in federal fiscal year 2019.

# PART P SUMMARY

This Part allows the Department of Health and Human Services, Office for Family Independence to carry up to \$1,335,770 to reimburse the federal government for penalties incurred in the Supplemental Nutrition Assistance Program in federal fiscal year 2019.

#### PART Q

# Sec. Q-1, PL 2019, c.343, Part BBBB, §4 is amended to read:

Sec. BBBB-4. Transfer to Fund for a Healthy Maine. After the State Controller has made the transfers for MaineCare payments authorized pursuant to section 3 of this Part, the State Controller shall transfer any remaining balance, up to \$14,500,000, on June 30, 2021 to the Fund for a Healthy Maine dedicated revenue.

# PART Q SUMMARY

This Part amends the transfer of funds to the Fund for a Healthy Maine dedicated revenue to \$14,500,000.

#### PART R

- Sec. R-1. Transfer to MaineCare Stabilization Fund. Notwithstanding any law to the contrary, the State Controller shall transfer \$25,500,000 from the unappropriated surplus of the General Fund to the MaineCare Stabilization Fund established in the Maine Revised Statutes, Title 22, section 3174-KK on or before June 30, 2021.
- Sec. R-2. Transfer for MaineCare payments. Notwithstanding any law to the contrary, the State Controller shall transfer up to \$40,000,000 from the balance available in the MaineCare Stabilization Fund established in the Maine Revised Statutes, Title 22, section 3174-KK for MaineCare payments in the Department of Health and Human Services. Amounts transferred may be expended based on allotment established by financial order approved by the Governor. The amounts transferred are considered adjustments to appropriations. The Governor shall inform the Legislative Council and the joint standing committees of the Legislature having jurisdiction over appropriations and financial affairs and health and human services matters immediately upon such a transfer from the MaineCare Stabilization Fund.

# PART R SUMMARY

This Part authorizes the transfer from the unappropriated surplus of the General Fund to the MaineCare Stabilization Fund of \$25,500,000 and authorizes the MaineCare Stabilization Fund transfer for MaineCare payments of \$40,000,000.

#### PART S

Sec. S-1 Transfer balances; Indigent Legal Services. Notwithstanding any provision of law to the contrary, prior to June 30, 2021, the State Controller shall transfer, after the deduction of all allocations, financial commitments and other designated funds and any other transfer authorized by statute, any remaining balance in the Reserve for Indigent Legal Services account, Other Special Revenue Funds to the Maine Commission on Indigent Legal Services account, Other Special Revenue Funds in the Maine Commission on Indigent Legal Services.

# PART S SUMMARY

This Part authorizes the transfer any remaining balance in the Reserve for Indigent Legal Services account, Other Special Revenue Funds to the Maine Commission on Indigent Legal Services account, Other Special Revenue Funds in the Maine Commission on Indigent Legal Services.

Proposed HHS supplemental budget amendment (2/4)

- Sec. ?-1. Department of Health and Human Services to request amendment to waiver to increase rates. The Department of Health and Human Services shall request an amendment to the 1915(c) Home and Community-Based Services waiver using an Emergency Preparedness and Response Appendix K from the United States Centers for Medicare and Medicaid Services to increase MaineCare rates under rule Chapter 101, MaineCare Benefits Manual, Chapters II and III, Section 18, Home and Community-Based Services for Adults with Brain Injury and Section 20, Home and Community Based Services for Adults with Other Related Conditions, Section 21, Home and Community Benefits for Members with Intellectual Disabilities or Autism Spectrum Disorder, and Section 29, Support Services for Adults with Intellectual Disabilities or Autism Spectrum Disorder by 25% from January 1, 2021 to April 30, 2021. All rates under these Sections of MaineCare that were increased by 10% and in effect from March 1, 2020 to May 31, 2020 and approved using an Appendix K, must be increased by 25% pursuant to this section except that rates for work support, employment specialist services and career planning under rule Chapter 101, MaineCare Benefits Manual, Section 21 and Section 29 that were increased in Public Law 2019, chapter 616 are excluded and home support services provided under these sections of MaineCare are increased to the level of a 25% increase over the rates paid in December, 2020.
- Sec. ?-2. Department of Health and Human Services to request amendment to waiver to implement retainer payments. The Department of Health and Human Services shall request an amendment to the 1915(c) Home and Community-Based Services waiver using an Emergency Preparedness and Response Appendix K from the United States Centers for Medicare and Medicaid Services to reimburse providers of community support or day habilitation under rule Chapter 101, MaineCare Benefits Manual, Chapters II and III, Section 18, Home and Community-Based Services for Adults with Brain Injury and Section 20, Home and Community Based Services for Adults with Other Related Conditions, Section 21, Home and Community Benefits for Members with Intellectual Disabilities or Autism Spectrum Disorder, and Section 29, Support Services for Adults with Intellectual Disabilities or Autism Spectrum Disorder while those providers are closed due to the Covid-19 pandemic. The department shall request retainer payments for three 30-day episodes. Upon approval of the Appendix K, the department shall reimburse providers of community support or day habilitation in equal proportion to the funding provided for that purpose in this Part as long as the rate for retainer payments is no higher than the full rate for this service.
- Sec. ?-3. Department of Health and Human Services to provide temporary supplemental payments for community support services. The Department of Health and Human Services shall provide temporary supplemental payments on a per member per month basis for all services reimbursed under rule Chapter 101, MaineCare Benefits Manual, Chapters III, Section 17, Allowances for Community Support Services for a six month period from January 2021 to June 2021. The funding provided for that purpose in this Part shall be distributed to providers of these services in equal proportion according to the services provided. The department shall request any State Plan Amendments or permissions from the United States Centers for Medicare and Medicaid Services necessary to receive federal Medicaid matching funds. If no matching funds are approved or available, the department shall use General Fund.
- Sec. ?-4. Department of Health and Human Services to provide temporary supplemental payments for children's home and community support services. The Department of Health and Human Services shall provide temporary supplemental payments on a per member per month basis for all services reimbursed under rule Chapter 101, MaineCare Benefits Manual, Chapter III, Section 28, Rehabilitative and Community Support Services for Children with Cognitive Impairments and Functional Limitations for a six month period from January 2021 to June 2021. The funding provided for that

purpose in this Part shall be distributed to providers of these services in equal proportion according to the services provided. The department shall request any State Plan Amendments or permissions from the United States Centers for Medicare and Medicaid Services necessary to receive federal Medicaid matching funds. If no matching funds are approved or available, the department shall use General Fund.

Sec. ?-5. Department of Health and Human Services to provide temporary supplemental payments for certain behavioral health services. The Department of Health and Human Services shall provide temporary supplemental payments on a per member per month basis for certain services reimbursed under rule Chapter 101, MaineCare Benefits Manual, Chapter III, Section 65, Behavioral Health Services, for a six month period from January 2021, to June 2021. Services subject to this section are home and community based treatment for children, children's behavioral health day treatment, multisystem therapy for children, crisis services for adults and children, and mental health psychosocial clubhouse services for adults. The funding provided for that purpose in this Part shall be distributed to providers of these services in equal proportion according to the services provided. The department shall request any State Plan Amendments or permissions from the United States Centers for Medicare and Medicaid Services necessary to receive federal Medicaid matching funds. If no matching funds are approved or available, the department shall use General Fund.

# Sec. Appropriations and Allocations. The following appropriations and allocations are made.

# HEALTH AND HUMAN SERVICES, DEPARTMENT OF

GENERAL FUND

All Other

# Developmental Services Waiver - MaineCare Z211

Initiative: Provides one-time appropriations to temporarily increase certain rates.

GENERAL FUND All Other	<b>2020-21</b> \$7,449,256	<b>2021-22</b> \$0	<b>2022-23</b> \$0
GENERAL FUND TOTAL	\$7,449,256	\$0	\$0
Developmental Services Waiver - MaineCare Z211			
Initiative: Provides one-time appropriations to fund reta	iner payments.		
GENERAL FUND All Other	<b>2020-21</b> \$534,895	<b>2021-22</b> \$0	<b>2022-23</b> \$0
GENERAL FUND TOTAL	\$534,89 <del>5</del>	\$0	\$0
Developmental Services Waiver - Supports Z212			
Initiative: Provides one-time appropriations to temporar	rily increase certai	in rates.	

2021-22

\$0

2020-21

\$119,477

2022-23

\$0

GENERAL FUND TOTAL	\$119,477	\$0	$\$\overline{0}$
Developmental Services Waiver - Supports Z212			
Initiative: Provides one-time appropriations to fund re	etainer payments.		
GENERAL FUND All Other	<b>2020-21</b> \$8,579	<b>2021-22</b> \$0	<b>2022-23</b> \$0
GENERAL FUND TOTAL	\$8,579	\$0	\$0
Medicaid Services - Developmental Services Z210			
Initiative: Provides one-time allocations to temporaril	ly increase certain ra	ites.	
OTHER SPECIAL REVENUE FUNDS All Other	<b>2020-21</b> \$1,952,272	<b>2021-22</b> \$0	<b>2022-23</b> \$0
OTHER SPECIAL REVENUE FUNDS TOTAL	\$1,952,272	\$0	\$0
Medicaid Services - Developmental Services Z210			
Initiative: Provides one-time allocations to fund retain	ner payments.		
OTHER SPECIAL REVENUE FUNDS All Other	<b>2020-21</b> \$140,183	<b>2021-22</b> \$0	<b>2022-23</b> \$0
OTHER SPECIAL REVENUE FUNDS TOTAL	\$140,183	\$0	\$0
Medicaid Waiver for Brain Injury Residential /Co	ommunity Serv <b>Z2</b> 1	8	
Initiative: Provides one-time appropriations to tempo	rarily increase certa	in rates.	
GENERAL FUND All Other	<b>2020-21</b> \$1,371,614	<b>2021-22</b> \$0	<b>2022-23</b> \$0
GENERAL FUND TOTAL	\$1,371,614	\$0	\$0

# Medicaid Waiver for Brain Injury Residential /Community Serv Z218

Initiative: Provides one-time appropriations to fund retainer payments.

GENERAL FUND All Other	<b>2020-21</b> \$98,489	<b>2021-22</b> \$0	<b>2022-23</b> \$0
GENERAL FUND TOTAL	\$98,489	\$0	\$0
Medicaid Waiver for Other Related Conditions Z	217		
Initiative: Provides one-time appropriations to tempo	orarily increase certain	n rates.	
GENERAL FUND All Other	<b>2020-21</b> \$326,190	<b>2021-22</b> \$0	<b>2022-23</b> \$0
GENERAL FUND TOTAL	\$326,190	\$0	\$0
Medicaid Waiver for Other Related Conditions Z	217		
Initiative: Provides one-time appropriations to fund r	etainer payments.		
GENERAL FUND All Other	<b>2020-21</b> \$23,422	<b>2021-22</b> \$0	<b>2022-23</b> \$0
GENERAL FUND TOTAL	\$23,422	\$0	\$0
Medical Care - Payments to Providers 0147			
Initiative: Provides one-time allocations to temporari	ly increase certain ra	ntes.	
FEDERAL EXPENDITURES FUND All Other	<b>2020-21</b> \$26,861,811	<b>2021-22</b> \$0	<b>2022-23</b> \$0
FEDERAL EXPENDITURES FUND TOTAL	\$26,861,811	\$0	\$0
OTHER SPECIAL REVENUE FUNDS All Other	<b>2020-21</b> \$353,793	<b>2021-22</b> \$0	<b>2022-23</b> \$0
OTHER SPECIAL REVENUE FUNDS TOTAL	\$353,793	\$0	\$0
Medical Care - Payments to Providers 0147			
Initiative: Provides one-time allocations to fund retain	ner payments.		
FEDERAL EXPENDITURES FUND All Other	<b>2020-21</b> \$1,928,815	<b>2021-22</b> \$0	<b>2022-23</b> \$0

\$1,928,815	\$0	\$0
2020-21	2021-22	2022-23
\$25,404	\$0	\$0
\$25,404	\$0	\$0
2020-21	2021-22	2022-23
\$9,931,922	\$0	\$0
\$28,790,626	\$0	\$0
\$2,471,652	\$0	\$0
-	_	
\$41,194,200	\$0	\$0
	2020-21 \$25,404 \$25,404 \$25,404 2020-21 \$9,931,922 \$28,790,626 \$2,471,652	2020-21 2021-22 \$25,404 \$0 \$25,404 \$0 \$25,404 \$0 2020-21 2021-22 \$9,931,922 \$0 \$28,790,626 \$0 \$2,471,652 \$0

# HEALTH AND HUMAN SERVICES, DEPARTMENT OF

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

Initiative: Provides one-time funding the Department of Health and Human Services to provide temporary supplemental payments on a per member per month basis for all services reimbursed under rule Chapter 101, MaineCare Benefits Manual, Chapters III, Section 17, Allowances for Community Support Services for a six month period from January 2021 to June 2021.

GENERAL FUND All Other	<b>2020-21</b>	<b>2021-22</b>	<b>2022-23</b>
	\$3,800,000	\$0	\$0
GENERAL FUND TOTAL	\$3,800,000	\$0	\$0
FEDERAL EXPENDITURES FUND All Other	<b>2020-21</b>	<b>2021-22</b>	<b>2022-23</b>
	\$7,642,337	\$0	\$0
FEDERAL EXPENDITURES FUND TOTAL	\$7,642,337	\$0	\$0

# Medical Care - Payments to Providers 0147

Initiative: Provides one-time funding the Department of Health and Human Services to provide temporary supplemental payments on a per member per month basis for all services reimbursed under rule Chapter 101, MaineCare Benefits Manual, Chapter III, Section 28, Rehabilitative and Community Support Services for Children with Cognitive Impairments and Functional Limitations for a six month period from January 2021 to June 2021.

GENERAL FUND All Other	<b>2020-21</b> \$2,800,000	<b>2021-22</b> \$0	<b>2022-23</b> \$0
All Oulei	φ2,800,000		φV
GENERAL FUND TOTAL	\$2,800,000	\$0	\$0
FEDERAL EXPENDITURES FUND	2020-21	2021-22	2022-23
All Other	\$5,631,195	\$0	\$0
FEDERAL EXPENDITURES FUND TOTAL	\$5,631,195	\$0	\$0

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

Initiative: Provides one-time funding the Department of Health and Human Services to provide temporary supplemental payments on a per member per month basis for certain services reimbursed under rule Chapter 101, MaineCare Benefits Manual, Chapter III, Section 65, Behavioral Health Services, for a six month period from January 2021, to June 2021.

GENERAL FUND	2020-21	2021-22	2022-23
All Other	\$4,150,000	\$0	\$0
GENERAL FUND TOTAL	\$4,150,000	\$0	\$0
FEDERAL EXPENDITURES FUND	2020-21	2021-22	2022-23
All Other	\$8,346,236	\$0	\$0
FEDERAL EXPENDITURES FUND TOTAL	\$8,346,236	\$0	\$0
HEALTH AND HUMAN SERVICES, DEPARTMENT OF			
DEPARTMENT TOTALS	2020-21	2021-22	2022-23
GENERAL FUND	\$10,750,000	\$0	\$0
FEDERAL EXPENDITURES FUND	\$21,619,768	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	\$32,369,768	\$0	\$0

## **SUMMARY**

This amendment makes the following changes to reimbursement rates:

1. It increases rates to MaineCare sections 18, 20, 21 and 29 by 25% on all services that were previously increased under the 1915(c) Home and Community-Based Services waiver using an Emergency Preparedness and Response Appendix K from the United States Centers for Medicare and Medicaid Services. The rates are increased for four months from January 2021 to April 2021.

- 2. It provides retainer payments to reimburse providers of community support or day habilitation under MaineCare Sections 18, 20, 21 and 29 by using a 1915(c) Home and Community-Based Services waiver using an Emergency Preparedness and Response Appendix K from the United States Centers for Medicare and Medicaid Services. The waiver must request permission for the retainer payments to be provided for 3 months. The retainer payments are estimated as 15% of reimbursement rates.
- 3. It reimburses providers of services under MaineCare Sections 17, 28 and 65 with supplemental per member per month payments for six months from January to June. The per member per month payments are estimated as a 25% rate increase.

# Proposed amendment for Sec 19 (Elderly and Disabled) and 69 Homemaker (Stover)

- Sec. ?-1. Department of Health and Human Services to request amendment to waiver to increase rates. The Department of Health and Human Services shall request an amendment to the 1915(c) Home and Community-Based Services waiver using an Emergency Preparedness and Response Appendix K from the United States Centers for Medicare and Medicaid Services to increase MaineCare rates under rule Chapter 101, MaineCare Benefits Manual, Chapters II and III, Section 19, Home and Community Benefits for the Elderly and Adults with Disabilities by 25% from January 1, 2021 to June 30, 2021. All rates under this Section of MaineCare that were increased by 10% and in effect from March 1, 2020 to May 31, 2020 and approved using an Appendix K, must be increased by 25% pursuant to this section.
- Sec. ?-2. Department of Health and Human Services to increase rates. The Department of Health and Human Services shall amend its rule in 10-149, Chapter 5: Office of Aging and Disability Services Policy Manual, Section 69, Independent Support Services Program to increase rates by 25% from January 1, 2021.
- Sec. ?-3. Department of Health and Human Services to provide temporary supplemental payments for consumer directed services. The Department of Health and Human Services shall provide temporary supplemental payments on a per member per month basis for attendant care services reimbursed under rule Chapter 101, MaineCare Benefits Manual, Chapters II and III, Section 12, Allowances for Consumer Directed Attendant Services, for a six month period from January 2021 to June 2021. The funding provided for that purpose in this Part shall be distributed to providers of these services in equal proportion according to the services provided. The department shall request any State Plan Amendments or permissions from the United States Centers for Medicare and Medicaid Services necessary to receive federal Medicaid matching funds. If no matching funds are approved or available, the department shall use General Fund.
- Sec. ?-4. Department of Health and Human Services to provide temporary supplemental payments for direct care services. The Department of Health and Human Services shall provide temporary supplemental payments on a per member per month basis for personal support services and Certified Nursing Assistant services reimbursed under rule Chapter 101, MaineCare Benefits Manual, Chapters II and III, Section 96, Private Duty Nursing and Personal Care Services, for a six month period from January 2021 to June 2021. The funding provided for that purpose in this Part shall be distributed to providers of these services in equal proportion according to the services provided. The department shall request any State Plan Amendments or permissions from the United States Centers for Medicare and Medicaid Services necessary to receive federal Medicaid matching funds. If no matching funds are approved or available, the department shall use General Fund.

#### **SUMMARY**

This amendment requires the Department of Health and Human Services to undertake the following rulemaking and rate increases.

- 1. It temporarily increases the rates in Section 19, Home and Community Benefits for the Elderly and Adults with Disabilities that were included in the Appendix K by 25% for a six month period.
- 2. It increases the reimbursement rates for Section 69, Independent Support Services Program, otherwise known as the Homemaker Program, by 25% on an ongoing basis.
- 3. It temporarily provides supplemental payments on a per member per month basis for attendant care services in Section 12, Allowances for Consumer Directed Attendant Services for six months. The amount is estimated as a 25% increase.
- 4. It temporarily provides supplemental payments on a per member per month basis for personal support services and CNA services in Section 96, Private Duty Nursing and Personal Care Services for six months. The amount is estimated as a 25% increase.

# **Summary of Impact of the Amendment Increasing rates for Certain Services**

		Ge	eneral Fund	her Special Revenue	Ex	Federal penditures Fund		Total	
Sec. ?-1	MCBM, Section 19	\$	2,302,154	\$ 572,912	\$	6,673,475	\$	9,548,541	
Sec. ?-2	OADS, Section 69	\$	452,122	\$ -	\$	-	\$	452,122	
Sec. ?-3	MCBM, Section 12	\$	269,857	\$ -	\$	473,961	\$	743,818	Estimate
Sec. ?-4	MCBM, Section 96	\$	1,055,656	\$ -	\$	1,854,090		2,909,746	Estimate
		<u>\$</u>	4,079,788	\$ 572,912	\$	9,001,526	<b>\$</b> :	13,654,226	<u>-</u>