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Date: (Filing No. H- )

**HEALTH AND HUMAN SERVICES**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
128TH LEGISLATURE  
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1304, L.D. 1868, “Resolve, To Increase Funding for Evidence-based Therapies for Treating Emotional and Behavioral Problems in Children”

Amend the resolve by striking out everything after the emergency preamble and before the emergency clause and inserting the following:

**Sec. 1. Department of Health and Human Services to increase MaineCare reimbursement for outpatient psychosocial treatments for children. Resolved:** That the Department of Health and Human Services shall increase reimbursement rates under rule Chapter 101: MaineCare Benefits Manual, Chapters II and III, Section 65 for multisystemic therapy, multisystemic therapy for problem sexualized behavior and functional family therapy by 15% for the period from the effective date of this resolve to June 30, 2019; and be it further

**Sec. 2. Rate study. Resolved:** That the Department of Health and Human Services shall contract with a 3rd party to conduct a rate study of reimbursement rates under rule Chapter 101: MaineCare Benefits Manual, Chapters II and III, Section 65 for multisystemic therapy, multisystemic therapy for problem sexualized behavior and functional family therapy. The rate study must develop a rate that is set on a per case per week basis. The rate study must also take into account the costs to providers of delivering the services, including additional training, and maintenance of fidelity to the treatment models. The rate study must be completed no later than December 1, 2018; and be it further

**Sec. 3. Report. Resolved:** That 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 with the findings of the rate study conducted pursuant to section 2 no later than January 30, 2019; and be it further

**Sec. 4. Rulemaking. Resolved:** That the Department of Health and Human Services is authorized to adopt rules to implement new rates developed pursuant to the rate study in section 2 as long as those rates are no lower than the rates of reimbursement

**COMMITTEE AMENDMENT**

1 that exist on April 1, 2018 and the federal Department of Health and Human Services,  
 2 Centers for Medicare and Medicaid Services approves the reimbursement rates. Rules  
 3 adopted pursuant to this section are routine technical rules as defined in the Maine  
 4 Revised Statutes, Title 5, chapter 375, subchapter 2-A; and be it further

5 **Sec. 5. Appropriations and allocations. Resolved:** That the following  
 6 appropriations and allocations are made.

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

9 Initiative: Provides funding for a one-time increase to certain rates under rule Chapter  
 10 101: MaineCare Benefits Manual, Chapters II and III, Section 65 by 15% until June 30,  
 11 2019.

12	<b>GENERAL FUND</b>	<b>2017-18</b>	<b>2018-19</b>
13	All Other	\$0	\$159,229
14			
15	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$159,229</u>

16	<b>FEDERAL EXPENDITURES FUND</b>	<b>2017-18</b>	<b>2018-19</b>
17	All Other	\$0	\$288,989
18			
19	FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$288,989</u>

20 **Office of MaineCare Services 0129**

21 Initiative: Provides funding to contract with a 3rd party to conduct a rate study of certain  
 22 rates under rule Chapter 101: MaineCare Benefits Manual, Chapters II and III, Section 65  
 23 to be completed no later than December 1, 2018.

24	<b>GENERAL FUND</b>	<b>2017-18</b>	<b>2018-19</b>
25	All Other	\$0	\$50,000
26			
27	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$50,000</u>

28	<b>FEDERAL EXPENDITURES FUND</b>	<b>2017-18</b>	<b>2018-19</b>
29	All Other	\$0	\$50,000
30			
31	FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$50,000</u>

1	<b>HEALTH AND HUMAN SERVICES,</b>		
2	<b>DEPARTMENT OF</b>		
3	<b>DEPARTMENT TOTALS</b>	<b>2017-18</b>	<b>2018-19</b>
4			
5	<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$209,229</b>
6	<b>FEDERAL EXPENDITURES FUND</b>	<b>\$0</b>	<b>\$338,989</b>
7			
8	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$548,218</b>
9			

10 **SUMMARY**

11 This amendment, which is the minority report of the committee, replaces the resolve.  
 12 It requires the Department of Health and Human Services to increase reimbursement rates  
 13 for multisystemic therapy, multisystemic therapy for problem sexualized behavior and  
 14 functional family therapy by 15% until June 30, 2019. It requires the department to  
 15 contract for a 3rd-party rate study of the reimbursement rates for those therapies,  
 16 including developing a rate set on a per case per week basis rather than the current  
 17 15-minute increments. The rate study must also take into account the costs to providers  
 18 of delivering the services, including additional training, and maintenance of fidelity to the  
 19 treatment models. The rate study must be completed no later than December 1, 2018.  
 20 The department must submit a report on the results of the study to the joint standing  
 21 committee of the Legislature having jurisdiction over health and human services matters  
 22 no later than January 30, 2019. The department is authorized to implement new rates  
 23 through rulemaking as long as the rates are no lower than those that exist on April 1, 2018  
 24 and the rates are approved by the federal Department of Health and Human Services,  
 25 Centers for Medicare and Medicaid Services. It also adds an appropriations and  
 26 allocations section.

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