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Date:

(Filing No. H-)

HEALTH AND HUMAN SERVICES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
131ST LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 290, L.D. 473, “Resolve, to Expand the Eligibility for and Increase the Number of Hours of Applied Behavior Analysis Services Authorized by the MaineCare Program”

Amend the resolve by striking out everything after the title and inserting the following:

Sec. 1. Department of Health and Human Services to reimburse for additional behavioral and psychological consultation for adults with intellectual disabilities or autism spectrum disorder. Resolved: That the Department of Health and Human Services shall amend its rules in Chapter 101: MaineCare Benefits Manual, Chapter III, Section 21, Allowances for Home and Community Benefits for Adults with Intellectual Disabilities or Autism Spectrum Disorder to increase to 120 the number of hours of consultation services for behavioral and psychological consultation that adults receiving services who have approved behavior plans may receive.

Sec. 2. Department of Health and Human Services to reimburse for behavioral and psychological consultation for adults with intellectual disabilities or autism spectrum disorder. Resolved: That the Department of Health and Human Services shall amend its rules in Chapter 101: MaineCare Benefits Manual, Chapter III, Section 29, Allowances for Support Services for Adults with Intellectual Disabilities or Autism Spectrum Disorder to allow for up to 120 hours of consultation services for behavioral and psychological consultation for adults receiving services who have approved behavior plans.

Sec. 3. Waiver amendments. Resolved: That the Department of Health and Human Services shall seek any necessary waiver amendments from the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services to implement the requirements of this resolve. The department shall submit any requests for approval no later than 12 months after the effective date of this resolve.

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

COMMITTEE AMENDMENT

1 **HEALTH AND HUMAN SERVICES, DEPARTMENT OF**

2 **Developmental Services Waiver - MaineCare Z211**

3 Initiative: Provides funding for the Department of Health and Human Services to amend
 4 its rules in Chapter 101: MaineCare Benefits Manual, Chapter III, Section 21, Allowances
 5 for Home and Community Benefits for Adults with Intellectual Disabilities or Autism
 6 Spectrum Disorder to increase to 120 the number of hours of consultation services for
 7 behavioral and psychological consultation and to amend its rules in Chapter 101:
 8 MaineCare Benefits Manual, Chapter III, Section 29, Allowances for Support Services for
 9 Adults with Intellectual Disabilities or Autism Spectrum Disorder, to allow for up to 120
 10 hours of consultation services for behavioral and psychological consultation for adults who
 11 have approved behavior plans.

| | | |
|------------------------|----------------|----------------|
| 12 GENERAL FUND | 2023-24 | 2024-25 |
| 13 All Other | \$0 | \$206,873 |
| 14 | | |
| 15 GENERAL FUND TOTAL | \$0 | \$206,873 |

16 **Developmental Services Waiver - Supports Z212**

17 Initiative: Provides funding for the Department of Health and Human Services to amend
 18 its rules in Chapter 101: MaineCare Benefits Manual, Chapter III, Section 21, Allowances
 19 for Home and Community Benefits for Adults with Intellectual Disabilities or Autism
 20 Spectrum Disorder to increase to 120 the number of hours of consultation services for
 21 behavioral and psychological consultation and to amend its rules in Chapter 101:
 22 MaineCare Benefits Manual, Chapter III, Section 29, Allowances for Support Services for
 23 Adults with Intellectual Disabilities or Autism Spectrum Disorder, to allow for up to 120
 24 hours of consultation services for behavioral and psychological consultation for adults who
 25 have approved behavior plans.

| | | |
|------------------------|----------------|----------------|
| 26 GENERAL FUND | 2023-24 | 2024-25 |
| 27 All Other | \$0 | \$164,669 |
| 28 | | |
| 29 GENERAL FUND TOTAL | \$0 | \$164,669 |

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

31 Initiative: Provides funding for the Department of Health and Human Services to amend
 32 its rules in Chapter 101: MaineCare Benefits Manual, Chapter III, Section 21, Allowances
 33 for Home and Community Benefits for Adults with Intellectual Disabilities or Autism
 34 Spectrum Disorder to increase to 120 the number of hours of consultation services for
 35 behavioral and psychological consultation and to amend its rules in Chapter 101:
 36 MaineCare Benefits Manual, Chapter III, Section 29, Allowances for Support Services for
 37 Adults with Intellectual Disabilities or Autism Spectrum Disorder, to allow for up to 120
 38 hours of consultation services for behavioral and psychological consultation for adults who
 39 have approved behavior plans.

| | | |
|-------------------------------------|----------------|----------------|
| 40 FEDERAL EXPENDITURES FUND | 2023-24 | 2024-25 |
| 41 All Other | \$0 | \$741,073 |
| 42 | | |
| 43 FEDERAL EXPENDITURES FUND TOTAL | \$0 | \$741,073 |

44

| | 2023-24 | 2024-25 |
|---|-------------------|---------------------------|
| OTHER SPECIAL REVENUE FUNDS | | |
| All Other | \$0 | \$71,018 |
| OTHER SPECIAL REVENUE FUNDS TOTAL | <u>\$0</u> | <u>\$71,018</u> |
| HEALTH AND HUMAN SERVICES, DEPARTMENT OF DEPARTMENT TOTALS | | |
| | 2023-24 | 2024-25 |
| GENERAL FUND | \$0 | \$371,542 |
| FEDERAL EXPENDITURES FUND | \$0 | \$741,073 |
| OTHER SPECIAL REVENUE FUNDS | \$0 | \$71,018 |
| DEPARTMENT TOTAL - ALL FUNDS | <u>\$0</u> | <u>\$1,183,633</u> |

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

SUMMARY

This amendment replaces the resolve. The amendment requires the Department of Health and Human Services to amend its rules in Chapter 101: MaineCare Benefits Manual, Chapter III, Section 21, Allowances for Home and Community Benefits for Adults with Intellectual Disabilities or Autism Spectrum Disorder to increase to 120 the number of hours of consultation services for behavioral and psychological consultation for adults receiving services who have approved behavior plans. It requires the department to amend its rules in Chapter 101: MaineCare Benefits Manual, Chapter III, Section 29, Allowances for Support Services for Adults with Intellectual Disabilities or Autism Spectrum Disorder to reimburse for up to 120 hours of consultation services for behavioral and psychological consultation for adults receiving services who have approved behavior plans. It requires the department to seek any necessary waiver amendments from the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services within 12 months of the effective date of the resolve. The amendment incorporates an appropriations and allocations section.

FISCAL NOTE REQUIRED

(See attached)

COMMITTEE AMENDMENT