

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

## **Resolve, To Increase the Reimbursement Rates for Home-based Services**

**Emergency preamble. Whereas,** acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** the 90-day period will not terminate until after the beginning of the next fiscal year; and

**Whereas,** this legislation affects obligations and expenses during the course of the current fiscal year and requires immediate attention; and

**Whereas,** in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

**Sec. 1 Reimbursement. Resolved:** That the Department of Health and Human Services shall amend its rules to increase reimbursement rates for home-based services in accordance with this section.

1. The department shall raise the hourly reimbursement rate by 40% for:

A. Attendant Care Services provided under the provisions of Chapter 101: MaineCare Benefits Manual, Chapter III, Section 19, Home and Community Benefits for the Elderly and Adults with Disabilities;

B. Attendant Care Services provided under the provisions of Chapter 101: MaineCare Benefits Manual, Chapter III, Section 96, Private Duty Nursing and Personal Care Services;

C. Attendant Care Services provided under the provisions of Chapter 101: MaineCare Benefits Manual, Chapter III, Section 12, Allowances for Consumer-Directed Attendant Services;

D. Consumer-directed Home Based Care Services provided under the provisions of Chapter 14-197, Office of Aging and Disability Services, Chapter 11, Consumer-Directed Personal Assistance Services; and

E. Participant-driven Personal Support Services provided under the provisions of Chapter 10-149, Office of Aging and Disability Services Policy Manual, Chapter 5, Section 63, In-home and Community Support Services for Elderly and Other Adults.

2. The department shall raise the hourly reimbursement rate by 53.5% for:

A. Personal Support Services; Respite Care in the home by Certified Nurse's Aide, Home Health Aide, attendant or personal support specialist; Certified Nurse's Aide - Home Health Services; and Home Health Aide - Home Health Services provided under the provisions of Chapter 101: MaineCare Benefits Manual, Chapter III, Section 19, Home and Community Benefits for the Elderly and Adults with Disabilities;

B. Personal Support Services; Certified Nurse's Aide - Home Health Services; and Home Health Aid - Home Health Services provided under the provisions of Chapter 101: MaineCare Benefits Manual, Chapter III, Section 96, Private Duty Nursing and Personal Care Services; and

C. Personal Support Services provided under the provisions of Chapter 10-149, Office of Aging and Disability Services Policy Manual, Chapter 5, Section 63, In-Home and Community Support Services for Elderly and Other Adults.

**Emergency clause.** In view of the emergency cited in the preamble, this legislation takes effect when approved.

## SUMMARY

This resolve requires that the Department of Health and Human Services amend its rules to increase reimbursement rates for certain specified home-based services.