



# 126th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2013

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Legislative Document

No. 488

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H.P. 338

House of Representatives, February 14, 2013

**An Act To Improve Access to Home-based and Community-based  
Care in the MaineCare Program**

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Reference to the Committee on Health and Human Services suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative CHENETTE of Saco.  
Cosponsored by Senator LACHOWICZ of Kennebec and  
Representatives: CASSIDY of Lubec, HOBBS of Saco, PLANTE of Berwick, Senator:  
VALENTINO of York.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 22 MRSA §3174-WW** is enacted to read:

3 **§3174-WW. Reimbursement for services for home-based and community-based**  
4 **waiver programs**

5 In the administration of the federal Medicaid waiver programs for home-based and  
6 community-based services for the elderly and for adults with disabilities, the department  
7 shall make available to MaineCare members coverage for medically necessary health care  
8 services and services provided under the applicable waiver for at least 95% of the cost of  
9 providing services in a nursing facility for that member.

10 **SUMMARY**

11 This bill provides that Department of Health and Human Services coverage for  
12 services to a member who is served under one of the home-based and community-based  
13 care waiver programs in MaineCare must be at least 95% of what it would otherwise cost  
14 to provide such services to the member if the member were served in a nursing facility.