



131st MAINE LEGISLATURE

SECOND REGULAR SESSION-2024

Legislative Document

No. 2128

H.P. 1352

House of Representatives, January 3, 2024

An Act Regarding Nonemergency Transportation for MaineCare Members

(EMERGENCY)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

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

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative MADIGAN of Waterville.
Cosponsored by Representative: WHITE of Waterville.

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

3 **Whereas,** this legislation must take effect before the expiration of the 90-day period
4 in order to timely address the urgent transportation needs of MaineCare patients and their
5 families; and

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

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

11 **Sec. 1. 22 MRSA §3174-NNN** is enacted to read:

12 **§3174-NNN. MaineCare members' health care election regarding transportation**

13 A MaineCare member using MaineCare-contracted nonemergency transportation
14 services to travel to a MaineCare-reimbursable appointment may elect to have one adult
15 accompany the MaineCare member while traveling.

16 **Sec. 2. MaineCare members' health care election regarding transportation.**

17 The Department of Health and Human Services, pursuant to the Maine Revised Statutes,
18 Title 22, section 3174-NNN, shall amend its rule Chapter 101: MaineCare Benefits Manual,
19 Chapter II, Section 113, Non-Emergency Transportation (NET) Services to require
20 MaineCare contracts with providers of nonemergency transportation to include provisions
21 allowing one adult to accompany a MaineCare member to a MaineCare-reimbursable
22 appointment.

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

25 **SUMMARY**

26 This bill provides that a MaineCare member using MaineCare-contracted
27 nonemergency transportation services to travel to a MaineCare-reimbursable appointment
28 may elect to have one adult accompany the MaineCare member while traveling. It directs
29 the Department of Health and Human Services to amend its rules to require MaineCare
30 contracts with providers of nonemergency transportation to include provisions allowing
31 one adult to accompany a MaineCare member to a MaineCare-reimbursable appointment.