



129th MAINE LEGISLATURE

SECOND REGULAR SESSION-2020

Legislative Document

No. 2137

S.P. 768

In Senate, March 5, 2020

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

(AFTER DEADLINE)

(EMERGENCY)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

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

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator BELLOWS of Kennebec.

Cosponsored by Representative GATTINE of Westbrook and

Senators: President JACKSON of Aroostook, LIBBY of Androscoggin, TIMBERLAKE of Androscoggin, VITELLI of Sagadahoc, Representatives: Speaker GIDEON of Freeport, HARNETT of Gardiner, PIERCE of Falmouth, WARREN of Hallowell.

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

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

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

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

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

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

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

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

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

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

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

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

37 B. Personal Support Services; Certified Nurse's Aide - Home Health Services; and
38 Home Health Aid - Home Health Services provided under the provisions of Chapter

