

Date: (Filing No. S- )

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**STATE OF MAINE**  
**SENATE**  
**132ND LEGISLATURE**  
**FIRST SPECIAL SESSION**

SENATE AMENDMENT “ ” to COMMITTEE AMENDMENT “A” to H.P. 132, L.D. 210, “An Act Making Unified Appropriations and Allocations from the General Fund and Other Funds for the Expenditures of State Government and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2025, June 30, 2026 and June 30, 2027”

Amend the amendment by inserting after Part AAAA the following:

**'PART BBBB**

**Sec. BBBB-1. 22 MRSA §1708-A** is enacted to read:

**§1708-A. Per diem payments to Maine Veterans' Homes**

Services provided by a veterans' facility must be reimbursed by the MaineCare program at rates established by the department in accordance with this section. This section applies to rates that are paid from all funds, including federal funds, by an agency of the State to a veterans' facility for resident care.

**1. Definitions.** As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Multilevel health care facility" has the same meaning as in section 7852, subsection 10-A.

B. "Nursing home" has the same meaning as in section 1812-A.

C. "Residential care facility" has the same meaning as in section 7852, subsection 14.

D. "Veterans' facility" means a nursing home, residential care facility or multilevel health care facility that is operated by the Maine Veterans' Homes at any location required under Title 37-B, section 601, subsection 2.

**2. Per resident basis.** Veterans' facilities must be reimbursed on a per resident daily rate basis for services to residents covered by the MaineCare program.

**3. Rate calculations.** Different rates must be established for nursing home services and residential care facility services provided by a veterans' facility.

A. For nursing homes, rate calculations under this section must follow the process and principles established in section 3173-J to determine a daily rate that is reasonable and

adequate to cover the MaineCare allowable costs of operating a nursing home operated by the Maine Veterans' Homes to reflect any meaningful cost differences between veterans' and nonveterans' nursing home costs for the direct care and routine care cost components of the daily rate. Adjustments to rates and reimbursement for purposes that include, but are not limited to, audit procedures, quality and case mix must be made in the same manner as those adjustments are made for all other nursing homes as established in department rule.

B. For residential care facilities, rate calculations under this section must include an add-on per diem rate that is reasonable and adequate to cover the demonstrated MaineCare allowable costs of operating veterans' facilities that are residential care facilities when provided in addition to the per diem rates already established under MaineCare rules for reimbursement of residential care facilities. The add-on amounts are subject to cost settlement so that total reimbursement does not exceed MaineCare allowable costs for each facility.

**4. Annual adjustments for inflation.** The per diem rates must be annually adjusted for inflation to the same extent that MaineCare reimbursement rates for other nursing homes and residential care facilities that are not operated by the Maine Veterans' Homes are adjusted.

**Sec. BBBB-2. Supplemental payments previously appropriated.** Upon implementation of the rate calculations process established in the Maine Revised Statutes, Title 22, section 1708-A, any supplemental funding allocated or appropriated for the Maine Veterans' Homes in Public Law 2023, chapter 412 that has not been expended may not be used as supplemental payments but may be used for the purposes of this Part.

**Sec. BBBB-3. Appropriations and allocations.** The following appropriations and allocations are made.

## HEALTH AND HUMAN SERVICES, DEPARTMENT OF

### Medical Care - Payments to Providers 0147

Initiative: Provides funding for per diem payments to the Maine Veterans' Homes facilities for services provided to MaineCare members.

GENERAL FUND	2025-26	2026-27
All Other	\$1,203,116	\$1,261,053
GENERAL FUND TOTAL	\$1,203,116	\$1,261,053

FEDERAL EXPENDITURES FUND	2025-26	2026-27
All Other	\$1,920,237	\$1,951,003
FEDERAL EXPENDITURES FUND TOTAL	\$1,920,237	\$1,951,003

### Nursing Facilities 0148

Initiative: Provides funding for per diem payments to the Maine Veterans' Homes facilities for services provided to MaineCare members.

GENERAL FUND	2025-26	2026-27
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1	All Other	\$906,612	\$1,065,141
2			
3	GENERAL FUND TOTAL	\$906,612	\$1,065,141

4			
5	<b>FEDERAL EXPENDITURES FUND</b>	<b>2025-26</b>	<b>2026-27</b>
6	All Other	\$1,631,384	\$1,813,349
7			
8	FEDERAL EXPENDITURES FUND TOTAL	\$1,631,384	\$1,813,349

9			
10	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2025-26</b>	<b>2026-27</b>
11	All Other	\$162,180	\$183,913
12			
13	OTHER SPECIAL REVENUE FUNDS TOTAL	\$162,180	\$183,913

14 **PNMI Room and Board Z009**

15 Initiative: Provides funding for per diem payments to the Maine Veterans' Homes facilities  
16 for services provided to MaineCare members.

17	<b>GENERAL FUND</b>	<b>2025-26</b>	<b>2026-27</b>
18	All Other	\$3,346,150	\$3,441,181
19			
20	GENERAL FUND TOTAL	\$3,346,150	\$3,441,181

21  
22 **HEALTH AND HUMAN SERVICES,**  
23 **DEPARTMENT OF**  
24 **DEPARTMENT TOTALS**

25		<b>2025-26</b>	<b>2026-27</b>
26	<b>GENERAL FUND</b>	<b>\$5,455,878</b>	<b>\$5,767,375</b>
27	<b>FEDERAL EXPENDITURES FUND</b>	<b>\$3,551,621</b>	<b>\$3,764,352</b>
28	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$162,180</b>	<b>\$183,913</b>
29			
30	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$9,169,679</b>	<b>\$9,715,640</b>

31 '  
32 Amend the amendment by relettering or renumbering any nonconsecutive Part letter or  
33 section number to read consecutively.

34 **SUMMARY**

35 This amendment establishes a per diem amount to be paid to the Maine Veterans'  
36 Homes facilities for each MaineCare member, in addition to the regular reimbursement for  
37 a MaineCare member in a nursing facility or residential care facility. The per diem must  
38 be adjusted for inflation to the same extent that nursing facilities and residential care  
39 facilities are adjusted. Upon implementation of the rate calculation process established by  
40 this legislation, any supplemental payments allocated or appropriated for the Maine  
41 Veterans' Homes in Public Law 2023, chapter 412 that have not been expended may no

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1 longer be provided in supplemental payments but may be used for the purposes of these  
2 provisions. The amendment also includes an appropriations and allocations section.

3 **SPONSORED BY:** \_\_\_\_\_

4 (Senator MOORE, M.)

5 **COUNTY:** Washington