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Date: (Filing No. H-)

HEALTH AND HUMAN SERVICES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
128TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1041, L.D. 1517, Bill, “An Act To Ensure Access to Behavioral Health Services”

Amend the bill by striking out the title and substituting the following:

'Resolve, To Ensure Access to Behavioral Health Services'

Amend the bill by striking out everything after the title and before the summary and inserting the following:

'Sec. 1. Department of Health and Human Services to increase MaineCare rates. Resolved: That, no later than June 1, 2018, the Department of Health and Human Services shall amend the rules in Chapter 101: MaineCare Benefits Manual, Chapter III, Section 13, Targeted Case Management Services; Section 17, Allowances for Community Support Services; Section 23, Developmental and Behavioral Clinic Services; Section 28, Rehabilitative and Community Support Services for Children with Cognitive Impairments and Functional Limitations; Section 65, Behavioral Health Services; and Section 97, Private Non-Medical Institution Services, Appendix B and Appendix E to increase reimbursement rates to ensure a net increase in funding from fiscal year 2008-09 to fiscal year 2018-19 of 2% as long as no rate for a service is lower than the rate reimbursed as of January 1, 2017. The rules must specify that the increase in reimbursement rates must be applied to wages and benefits for employees who provide direct services and not to administrators or managers; and be it further

Sec. 2. Increase to employee wages. Resolved: That to qualify for the rate increase pursuant to section 1, a agency providing services must demonstrate, to the satisfaction of the Department of Health and Human Services, that an increase in wages and benefits for employees providing direct services has been granted that equals the amount of increase received as a result of the increased reimbursement. The increase must be granted or paid out retroactively from the date the department begins reimbursing at the increased rates; and be it further

Sec. 3. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

COMMITTEE AMENDMENT

1 **HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)**

2 **Medical Care - Payments to Providers 0147**

3 Initiative: Provides appropriations and allocations to increase certain reimbursement rates
4 by June 1, 2018 to reflect a 2% increase over rates in fiscal year 2008-09.

5	GENERAL FUND	2017-18	2018-19
6	All Other	\$349,890	\$6,036,063
7			
8	GENERAL FUND TOTAL	<u>\$349,890</u>	<u>\$6,036,063</u>

9	FEDERAL EXPENDITURES FUND	2017-18	2018-19
10	All Other	\$631,294	\$11,974,266
11			
12	FEDERAL EXPENDITURES FUND TOTAL	<u>\$631,294</u>	<u>\$11,974,266</u>

13	OTHER SPECIAL REVENUE FUNDS	2017-18	2018-19
14	All Other	\$0	\$600,591
15			
16	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$600,591</u>

17 **PNMI Room and Board Z009**

18 Initiative: Provides appropriations and allocations to increase certain reimbursement rates
19 by June 1, 2018 to reflect a 2% increase from rates in fiscal year 2008-09.

20	GENERAL FUND	2017-18	2018-19
21	All Other	\$0	\$17,135
22			
23	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$17,135</u>

24 **HEALTH AND HUMAN SERVICES,**
25 **DEPARTMENT OF (FORMERLY DHS)**
26 **DEPARTMENT TOTALS**

26		2017-18	2018-19
27			
28	GENERAL FUND	\$349,890	\$6,053,198
29	FEDERAL EXPENDITURES FUND	\$631,294	\$11,974,266
30	OTHER SPECIAL REVENUE FUNDS	\$0	\$600,591
31			
32	DEPARTMENT TOTAL - ALL FUNDS	<u>\$981,184</u>	<u>\$18,628,055</u>

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SUMMARY

This amendment, which is the majority report of the committee, strikes the bill and makes it a resolve. The amendment retains the section in the bill that increases reimbursement rates by June 1, 2018. The increase in that section is changed from 20% to 2%, which must be applied to employee wages and benefits. The amendment specifies that increases to Section 97, Private Non-Medical Institution Services include only Appendix B and Appendix E. The amendment adds an appropriations and allocations section.

FISCAL NOTE REQUIRED

(See attached)