

Date:

(Filing No. S-)

HEALTH AND HUMAN SERVICES

Reproduced and distributed under the direction of the Secretary of the Senate.

STATE OF MAINE

SENATE

132ND LEGISLATURE

FIRST SPECIAL SESSION

COMMITTEE AMENDMENT “ ” to S.P. 624, L.D. 1540, “Resolve, to Direct the Department of Health and Human Services, Office of MaineCare Services to Create the Complex Care Assistant Training Program”

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

'Resolve, Directing the Maine Developmental Disabilities Council to Examine the Unmet Needs of Children Who Need Skilled Medical Care'

Amend the resolve by striking out all of the emergency preamble.

Amend the resolve by striking out everything after the title and inserting the following:

'Sec. 1. Maine Developmental Disabilities Council to convene work group to examine needs of families of children who need skilled medical care.

Resolved: That the Maine Developmental Disabilities Council, established by the Maine Revised Statutes, Title 5, section 12004-I, subsection 66, referred to in this resolve as "the council," shall convene a work group, referred to in this resolve as "the work group," to examine the unmet needs of children in the State who need skilled medical care and families of those children. Working in partnership with the children and youth with special health care needs program within the Department of Health and Human Services, Maine Center for Disease Control and Prevention, the work group shall:

1. Determine the number of children in the State with special health care needs who require skilled nursing;

2. Determine the number of children with special health care needs under department rule Chapter 101: MaineCare Benefits Manual, Chapters II and III, Section 40 and Section 96 who are:

A. Eligible for skilled medical support;

B. Currently receiving services;

C. Receiving a different number of hours of services per week compared to the number to which the children are entitled and what the difference is;

1 D. On waiting lists for services in each county; and

2 E. On more than one waiting list under paragraph D and how many;

3 3. Recommend a method to collect data systematically for any data components in
4 subsection 2 that are not available;

5 4. Identify the variety of unmet needs for children with special health care needs and
6 families of those children and develop recommendations so that those children are able to
7 get their needs met;

8 5. Identify the best method to compensate families with children who need skilled
9 medical care who are unable to find appropriate professionals to provide care resulting in
10 parents providing services themselves;

11 6. Consider benefits and disadvantages to amending Department of Health and Human
12 Services rule Chapter 101: MaineCare Benefits Manual, Chapters II and III, Section 40 or
13 Section 96, developing a federal waiver for children with complex medical needs or a
14 combination of these strategies or other methods; and

15 7. Develop recommendations to ensure that medical assessments are conducted on
16 children who need them through existing or expanded services or funding streams.

17 **Sec. 2. Work group membership. Resolved:** That the work group convened
18 pursuant to section 1 must include, but is not limited to, members appointed by the council
19 as follows:

20 1. A representative from the children and youth with special health care needs program
21 within the Department of Health and Human Services, Maine Center for Disease Control
22 and Prevention;

23 2. A representative from the Department of Health and Human Services, Maine Center
24 for Disease Control and Prevention, Division of Public Health Nursing;

25 3. A representative from the Department of Health and Human Services, Office of
26 MaineCare Services with expertise in the early and periodic screening, diagnostic treatment
27 program;

28 4. Two parents or guardians of children who require complex medical care;

29 5. A representative of an agency providing home health services;

30 6. A representative of an agency providing private duty nursing services;

31 7. A physician, physician's assistant or nurse practitioner who takes care of pediatric
32 patients with complex medical needs;

33 8. A representative from children's behavioral health services within the Department
34 of Health and Human Services;

35 9. A representative from the State Board of Nursing; and

36 10. A representative from the council.

37 **Sec. 3. Convening of work group; staffing assistance; funding. Resolved:**
38 That the council shall provide the necessary resources to organize and support the work of
39 the work group convened pursuant to this resolve, including convening and providing any
40 necessary staffing services for the work group.

Sec. 4. Report. Resolved: That the council shall submit a report, no later than January 31, 2026, that includes a summary of the findings of the work group along with recommendations and any suggested legislation to the Joint Standing Committee on Health and Human Services. The committee shall review the findings and recommendations of the report and may report out legislation to implement recommendations related to the report in the Second Regular Session of the 132nd Legislature.'

Amend the resolve by striking out all of the emergency clause.

Amend the resolve by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment replaces the resolve, changes the title and removes the emergency preamble and emergency clause. The amendment requires the Maine Developmental Disabilities Council to convene a work group to examine the unmet needs of children who require skilled medical care and families of those children. The council must submit a report to the Joint Standing Committee on Health and Human Services no later than January 31, 2026. The committee is authorized to report out legislation related to the report to the Second Regular Session of the 132nd Legislature.

FISCAL NOTE REQUIRED

(See attached)