

STATE OF MAINE

IN THE YEAR OF OUR LORD
TWO THOUSAND TWENTY-FIVE

H.P. 551 - L.D. 865

**An Act to Require MaineCare to Reimburse for Lactation Services in the
Homes of Eligible Persons**

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

Sec. 1. 22 MRSA §3174-PPP is enacted to read:

§3174-PPP. Reimbursement for lactation services

1. Definition. For the purposes of this section, "lactation services" means educational or consultation services related to breastfeeding.

2. Reimbursement. The department shall provide reimbursement under the MaineCare program for lactation services provided in a hospital, clinic, office, community or in the home for a child eligible for coverage under the MaineCare program or the Children's Health Insurance Program established in section 3174-T. Lactation services may be provided by a health care professional licensed under Title 32 acting within the health care professional's authorized scope of practice or by a consultant or counselor who is certified by a national organization that provides a national certification program in lactation consulting or lactation counseling and is approved by the department.

3. Rulemaking. The department shall adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. State plan amendment. The Department of Health and Human Services shall apply to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services for a state plan amendment to implement the Maine Revised Statutes, Title 22, section 3174-PPP. The state plan amendment application must allow for Medicaid reimbursement for lactation services provided at the hospital or at the home of eligible persons that are performed by lactation consultants certified by the International Board of Lactation Consultant Examiners or its successor organization acting within the scope of practice.

Sec. 3. Rulemaking. Upon approval of a state plan amendment under section 2, the Department of Health and Human Services shall adopt or amend rules to allow for

reimbursement required pursuant to the Maine Revised Statutes, Title 22, section 3174-PPP.

Sec. 4. 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 MaineCare reimbursement for lactation services provided in the home.

GENERAL FUND	2025-26	2026-27
All Other	\$0	\$12,257
GENERAL FUND TOTAL	\$0	\$12,257

FEDERAL EXPENDITURES FUND	2025-26	2026-27
All Other	\$0	\$19,942
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$19,942

FEDERAL BLOCK GRANT FUND	2025-26	2026-27
All Other	\$0	\$546
FEDERAL BLOCK GRANT FUND TOTAL	\$0	\$546

Office of MaineCare Services 0129

Initiative: Provides one-time funding for MaineCare technology costs and development of rate methodology and payment model to implement MaineCare coverage of lactation services provided in the home.

GENERAL FUND	2025-26	2026-27
All Other	\$0	\$91,993
GENERAL FUND TOTAL	\$0	\$91,993

FEDERAL EXPENDITURES FUND	2025-26	2026-27
All Other	\$0	\$178,901
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$178,901

**HEALTH AND HUMAN SERVICES,
DEPARTMENT OF
DEPARTMENT TOTALS**

	2025-26	2026-27
GENERAL FUND	\$0	\$104,250

FEDERAL EXPENDITURES FUND	\$0	\$198,843
FEDERAL BLOCK GRANT FUND	\$0	\$546
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$303,639