

STATE OF MAINE

IN THE YEAR OF OUR LORD
TWO THOUSAND AND THIRTEEN

H.P. 261 - L.D. 386

An Act To Reduce Tobacco-related Illness and Lower Health Care Costs in
MaineCare

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

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

§3174-WW. Tobacco cessation

1. Coverage. The department shall provide coverage for comprehensive tobacco cessation treatment to a MaineCare member who is 18 years of age or older or who is pregnant. Coverage must include, at a minimum:

A. Coverage for all pharmacotherapy that is approved by the federal Food and Drug Administration for tobacco dependence treatment or is recommended as effective in the United States Public Health Service clinical practice guideline on treating tobacco use and dependence; and

B. Coverage for tobacco cessation counseling, to be available in individual and group forms.

2. Conditions of coverage. Coverage under this section must be provided with no copayments or other out-of-pocket cost sharing, including deductibles. The department may not impose annual or lifetime dollar limits or annual or lifetime limits on attempts to quit and may not require a MaineCare member to participate in counseling to receive medications.

3. Federal reimbursement. The department shall pursue all opportunities to maximize available federal reimbursement, including available administrative Medicaid match rates for telephonic counseling services, federal pharmacology purchasing agreements or other opportunities to maximize state resources for tobacco cessation medications and services.

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)

Medical Care - Payments to Providers 0147

Initiative: Allocates funds for the reimbursement of smoking cessation products under the MaineCare program.

FEDERAL EXPENDITURES FUND	2013-14	2014-15
All Other	\$427,213	\$22,433
FEDERAL EXPENDITURES FUND TOTAL	\$427,213	\$22,433
FUND FOR A HEALTHY MAINE	2013-14	2014-15
All Other	\$264,014	\$14,014
FUND FOR A HEALTHY MAINE TOTAL	\$264,014	\$14,014