

R.Q.F.S

2 Date:

(Filing No. H-)

3 HEALTH AND HUMAN SERVICES

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5 STATE OF MAINE
6 HOUSE OF REPRESENTATIVES
7 130TH LEGISLATURE
8 FIRST SPECIAL SESSION

9 COMMITTEE AMENDMENT “ ” to H.P. 433, L.D. 590, “An Act To Require
10 MaineCare Coverage for Ostomy Equipment”

11 Amend the bill by striking out everything after the enacting clause and inserting the
12 following:

13 'Sec. 1. 22 MRSA §3174-FFF is enacted to read:

14 **§3174-FFF. Ostomy equipment reimbursement**

15 The department shall reimburse under the MaineCare program for ostomy equipment
16 and supplies when that equipment or those supplies have been prescribed or recommended
17 by a health care practitioner authorized to prescribe or recommend such equipment or
18 supplies. The department shall adopt rules to implement this section. Rules adopted
19 pursuant to this section are routine technical rules as defined by Title 5, chapter 375,
20 subchapter 2-A. For purposes of this section, "health care practitioner" has the same
21 meaning as in Title 24, section 2502, subsection 1-A.

22 **Sec. 2. Ostomy equipment reimbursement rules.** By January 1, 2022, the
23 Department of Health and Human Services shall amend its rules in Chapter 101: MaineCare
24 Benefits Manual, Chapter II, Section 60 to implement the Maine Revised Statutes, Title 22,
25 section 3174-FFF and this section. The department shall reimburse for ostomy equipment
26 and supplies at no less than 85% of the 2021 federal Medicare reimbursement rate for the
27 equipment and supplies as long as the rate is no lower than the rate reimbursed by the
28 department as of January 1, 2021.

29 **Sec. 3. Appropriations and allocations.** The following appropriations and
30 allocations are made.

31 **HEALTH AND HUMAN SERVICES, DEPARTMENT OF**
32 **Medical Care - Payments to Providers 0147**

33 Initiative: Provides funding to increase the MaineCare reimbursement rates for ostomy
34 equipment to 85% of the federal Medicare rate.

COMMITTEE AMENDMENT

ROFS

COMMITTEE AMENDMENT " " to H.P. 433, L.D. 590

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GENERAL FUND	2021-22	2022-23
All Other	\$9,313	\$18,625
GENERAL FUND TOTAL	<hr/> \$9,313	<hr/> \$18,625
FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$19,495	\$38,990
FEDERAL EXPENDITURES FUND TOTAL	<hr/> \$19,495	<hr/> \$38,990

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

SUMMARY

This amendment, which is the unanimous report of the committee, requires the Department of Health and Human Services to amend its rules in Chapter 101: MaineCare Benefits Manual, Chapter II, Section 60 to reimburse ostomy equipment and supplies at no less than 85% of the federal Medicare reimbursement rate as long as the rate is no lower than the rate reimbursed by the department as of January 1, 2021. The amendment removes the prohibition on requiring a prior authorization. It also provides reimbursement for ostomy equipment and supplies when prescribed or recommended by an authorized health care practitioner, not just a physician.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



130th MAINE LEGISLATURE

LD 590

LR 1760(02)

An Act To Require MaineCare Coverage for Ostomy Equipment

Fiscal Note for Bill as Amended by Committee Amendment " "

Committee: Health and Human Services

Fiscal Note Required: Yes

Fiscal Note

	FY 2021-22	FY 2022-23	Projections FY 2023-24	Projections FY 2024-25
Net Cost (Savings)				
General Fund	\$9,313	\$18,625	\$18,625	\$18,625
Appropriations/Allocations				
General Fund	\$9,313	\$18,625	\$18,625	\$18,625
Federal Expenditures Fund	\$19,495	\$38,990	\$38,990	\$38,990
Revenue				
Federal Expenditures Fund	\$19,495	\$38,990	\$38,990	\$38,990

Fiscal Detail and Notes

The bill includes General Fund appropriations to the Department of Health and Human Services of \$9,313 in fiscal year 2021-22 and \$18,625 in fiscal year 2022-23 to increase the rates for ostomy equipment to 85% of the Medicare rate. Federal Expenditures Fund allocations will also be required for the FMAP match.