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Date: (Filing No. H-)

HEALTH AND HUMAN SERVICES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
130TH LEGISLATURE
FIRST SPECIAL SESSION**

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

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

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

§3174-FFF. Ostomy equipment reimbursement

Beginning January 1, 2022, the department shall reimburse under the MaineCare program for ostomy equipment and supplies when that equipment or those supplies have been prescribed or recommended by a health care practitioner authorized to prescribe or recommend such equipment or supplies. The department shall adopt rules to implement this section. Rules adopted pursuant to this section are routine technical rules as defined by Title 5, chapter 375, subchapter 2-A. For purposes of this section, "health care practitioner" has the same meaning as in Title 24, section 2502, subsection 1-A.

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

Sec. 3. 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 to increase the MaineCare reimbursement rates for ostomy equipment to 85% of the 2021 federal Medicare reimbursement rate.

COMMITTEE AMENDMENT

1	GENERAL FUND	2021-22	2022-23
2	All Other	\$9,313	\$18,625
3			
4	GENERAL FUND TOTAL	\$9,313	\$18,625
5			
6	FEDERAL EXPENDITURES FUND	2021-22	2022-23
7	All Other	\$19,495	\$38,990
8			
9	FEDERAL EXPENDITURES FUND TOTAL	\$19,495	\$38,990

10

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

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SUMMARY

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

22

FISCAL NOTE REQUIRED

23

(See attached)