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## **An Act Regarding the Transfer of Nursing Facilities**

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

**Sec. 1. 22 MRSA §3175-D** is enacted to read:

### **§ 3175-D. Nursing facility depreciation**

**1. Depreciation.** For sales of nursing facilities, as defined in section 1812-A, that occur on or after October 1, 2010, the department may not require repayment to the department at the time of sale of the facility of the amount of depreciation that was reimbursed under the MaineCare program.

**2. Rulemaking.** The department shall adopt rules implementing this section. Rules adopted under this subsection must apply to all sales of nursing facilities, as defined in section 1812-A, that occur on or after October 1, 2010. Rules adopted under this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

### **SUMMARY**

This bill provides that, for sales of nursing facilities that occur on or after October 1, 2010, the Department of Health and Human Services may not require repayment of depreciation reimbursed under the MaineCare program. It directs the Department of Health and Human Services to amend the rules of reimbursement under the MaineCare program applicable to nursing facilities to implement the provisions of this bill and designates such rules as routine technical rules.