

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

Amend the bill by striking out all of the 5th paragraph after the title (page 1, lines 14 and 15 in L.D.)

Amend the bill in the 6th paragraph after the title in the first and 2nd lines (page 1, lines 16 and 17 in L.D.) by striking out the following: "long-term care providers" and inserting the following: 'nursing facilities'

Amend the bill in the 6th paragraph after the title in the 2nd line (page 1, line 17 in L.D.) by striking out the following: "to an amount that will" and inserting the following: 'in order to'

Amend the bill by striking out all of sections 1 and 2 and inserting the following:

‘**Sec. 1. 22 MRSA §3174-I, sub-§3**, as enacted by PL 1989, c. 498 and amended by PL 2003, c. 689, Pt. B, §6, is repealed and the following enacted in its place:

3. Rules. The department shall adopt rules to implement this section. Notwithstanding any other provision of law to the contrary, the rules must require reimbursement of nursing facilities for services rendered to a resident between the date an assessment under this section is due and the date the assessment is complete if:

A. The resident is assessed as medically eligible when the assessment occurs; and

B. The nursing facility has failed to request assessment no more than 2 times in a 12-month period.

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

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)

Nursing Facilities 0148

Initiative: Appropriates and allocates funds for the costs of reducing the applicability of the MaineCare reimbursement penalty for late or missed medical assessments to allow 2 late assessments without penalty.

GENERAL FUND	2009-10	2010-11
All Other	\$0	\$104,723
GENERAL FUND TOTAL	<hr/>	<hr/>
	\$0	\$104,723

FEDERAL EXPENDITURES FUND	2009-10	2010-11
All Other	\$0	\$262,321
FEDERAL EXPENDITURES FUND TOTAL	<hr/>	<hr/>
	\$0	\$262,321

OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
All Other	\$0	\$22,614
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$22,614

FEDERAL EXPENDITURES FUND ARRA	2009-10	2010-11
All Other	\$0	\$21,504
FEDERAL EXPENDITURES FUND ARRA TOTAL	\$0	\$21,504

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)		
DEPARTMENT TOTALS	2009-10	2010-11
GENERAL FUND	\$0	\$104,723
FEDERAL EXPENDITURES FUND	\$0	\$262,321
OTHER SPECIAL REVENUE FUNDS	\$0	\$22,614
FEDERAL EXPENDITURES FUND ARRA	\$0	\$21,504
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$411,162

SUMMARY

This amendment removes from the bill provisions applicable to private, nonmedical and board and care institutions. The amendment requires the department's MaineCare reimbursement rules applicable to nursing facilities to allow 2 late assessment referrals without denial of reimbursement. This amendment also adds an appropriations and allocations section.