

Notice of Agency Rule-making Adoption

AGENCY: Department of Health and Human Services, Office of Elder Services

CHAPTER NUMBER AND TITLE: 10-149 C.M.R. Ch. 5 - Office of Elder Services Policy Manual, Section 63 (In- home and Community Support Services); and Section 69 (Office of Elder Services Independent Support Services).

ADOPTED RULE NUMBER:

CONCISE SUMMARY: These rules will make permanent the changes to Sections 63 and 69 that were adopted on an emergency basis, effective July 1, 2009. These rules are necessary to prevent a loss of services for consumers who were affected by the July 1, 2009 repeal of Section 6 of the MaineCare Benefits Manual (Assisted Living Services). The Department has added Level V as a new level of eligibility for personal care services under Section 63 of the OES Policy Manual which requires assistance with medication administration and/or physical assistance with ADL and IADL needs as the basis for eligibility and does not require the use of the Home Care Coordination Agency. The rules allow for assisted living providers who have a contract with OES to bill for these services as well as for homemaker services under Section 69 of the OES Policy Manual

See <http://www.maine.gov/dhhs/oes> for rules and related rulemaking documents.

EFFECTIVE DATE: September 28, 2009

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Diana Scully, Director
Office of Elder Services
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