



Department of Health and Human Services
MaineCare Services
Policy Division
11 State House Station
Augusta, Maine 04333-0011
Tel.: (207) 624-4050; Fax: (207) 287-1864
TTY Users: Dial 711 (Maine Relay)

DATE: October 20, 2015

TO: Interested Parties

FROM: Stefanie Nadeau, Director, MaineCare Services

SUBJECT: Emergency Rule – 10-144, Chapter 101, MaineCare Benefits Manual, Chapter III, Section 2, Adult Family Care Services

This letter gives notice of an emergency rulemaking for MaineCare Benefits Manual, Chapter III, Section 2, Adult Family Care Services.

This emergency rule retroactively increases reimbursement rates by 4% for Adult Family Care Services at residential care facilities provided under MaineCare Benefits Manual, Chapter III, Section 2, Adult Family Care Services. This emergency rule adoption follows the enactment of the State's biennial budget, which among other MaineCare rate increases, increased the rates for Section 2 services effective July 1, 2015. P.L. 2015, ch. 267, 702 – L.D. 1019, Part A, Sec. A-32, and Part UUUU, Sec. UUUU-1. To implement these rate changes, the budget also authorized the Department to adopt emergency rules pursuant to 5 M.R.S.A. § 8054 without needing to demonstrate the emergency findings in support of emergency rulemaking. P.L. 2015, ch. 267, Part UU, Sec. UU-1. This emergency rule adoption will be effective for a ninety-day period in accordance with 5 M.R.S.A. § 8054(3), during which time the Department will engage in routine rulemaking to avoid a lapse in this reimbursement rate increase.

Rules and related rulemaking documents may be reviewed at, and printed from, the MaineCare Services website at <http://www.maine.gov/dhhs/oms/rules/index.shtml> or for a fee, interested parties may request a paper copy of rules by calling 207-624-4050. For those who are deaf or hard of hearing and have a TTY machine, the TTY number is 711.

A copy of the public comments and Departmental responses may be viewed at, and printed from, the MaineCare Services website or obtained by calling (207) 287-9368 or TTY: 711.

If you have any questions regarding the policy, please contact Provider Services at 1-866-690-5585 or TTY: 711.

Notice of Agency Emergency Rule-making

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

CHAPTER NUMBER AND TITLE: 10-144, Chapter 101, MaineCare Benefits Manual, Chapter III, Section 2, Adult Family Care Services

ADOPTED RULE NUMBER:

CONCISE SUMMARY: This emergency rule retroactively increases reimbursement rates by 4% for Adult Family Care Services at residential care facilities provided under MaineCare Benefits Manual, Chapter III, Section 2, Adult Family Care Services. This emergency rule adoption follows the enactment of the State's biennial budget, which among other MaineCare rate increases, increased the rates for Section 2 services effective July 1, 2015. P.L. 2015, ch. 267, 702 – L.D. 1019, Part A, Sec. A-32, and Part UUUU, Sec. UUUU-1. To implement these rate changes, the budget also authorized the Department to adopt emergency rules pursuant to 5 M.R.S.A. § 8054 without needing to demonstrate the emergency findings in support of emergency rulemaking. P.L. 2015, ch. 267, 702 – L.D. 1019, Part UU, Sec. UU-1. This emergency rule adoption will be effective for a ninety-day period in accordance with 5 M.R.S.A. § 8054(3), during which time the Department will engage in routine rulemaking to avoid a lapse in this reimbursement rate increase.

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

EFFECTIVE DATE:	Retroactive to July 1, 2015
AGENCY CONTACT PERSON:	Thomas Leet, Comprehensive Health Planner II
AGENCY NAME:	Division of Policy
ADDRESS:	242 State Street 11 State House Station Augusta, Maine 04333-0011
TELEPHONE:	(207)-624-4068 FAX: (207) 287-9369 TTY: 711 (Deaf/Hard of Hearing)

10-144 Chapter 101
 MAINECARE BENEFITS MANUAL
 CHAPTER III

SECTION 2

ADULT FAMILY CARE SERVICES
 EMERGENCY RULE

May 6, 1996
 Last updated: Oct. 21, 2015

Providers will be reimbursed the resource-adjusted price for each member according to the resource group the member is assigned as a result of the MDS-ALS assessment. The Department will reimburse updated resource adjusted prices twice each year upon reassessments as detailed in Chapter II, Section II. Providers must bill using the UB-92 and according to “*Billing Instructions for Adult Family Care Services.*”

Description	Maximum Allowance
Adult Family Care Services	Resource-Adjusted Price, determined by Resource group assignment as a result of MDS-ALS Assessment

Effective retroactive to 7/1/15

The new rates listed below are effective retroactive to July 1, 2015.

Resource Group	MaineCare Weight	Resource Adjusted Price (Based on \$ 44.99 Unadjusted Price Multiplied by MaineCare weight)
1	1.657	\$ 74.55
2	1.210	\$ 54.44
3	1.360	\$ 61.19
4	1.027	\$ 46.20
5	.924	\$ 41.57
6	.804	\$ 36.17
7	.551	\$ 24.79
8	.551	\$ 24.79