

Notice of MaineCare Reimbursement Methodology Change

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

SERVICES INCLUDED:

Chapter 101, MaineCare Benefits Manual, Section 2, Chapter III, Adult Family Care Services;
Chapter 101, MaineCare Benefits Manual, Section 13, Chapter III, Targeted Case Management Services;
Chapter 101, MaineCare Benefits Manual, Section 17, Chapter III, Community Support Services;
Chapter 101, MaineCare Benefits Manual, Section 23, Chapter III, Developmental and Behavioral Clinic Services;
Chapter 101, MaineCare Benefits Manual, Section 26, Chapter III, Day Health Services;
Chapter 101, MaineCare Benefits Manual, Section 28 Chapter III, Rehabilitative and Community Support Services for Children with Cognitive Impairments and Functional Limitations;
Chapter 101, MaineCare Benefits Manual, Section 65, Chapters II and III, Behavioral Health Services;
Chapter 101, MaineCare Benefits Manual, Section 97, Chapter III, Private Non-Medical Institution Services, Appendix C;
Chapter 101, MaineCare Benefits Manual, Section 97, Chapter III, Private Non-Medical Institution Services, Appendix B and Appendix E;

NATURE OF PROPOSED CHANGES: The Department plans to submit State Plan Amendments (SPAs) for the following:

Section 2, Chapter III, Adult Family Care Services: For the state fiscal year ending June 30, 2019, the MaineCare payment rates attributable to wages and salaries for personal care and related services provided pursuant to each of the rules are increased by 10%.

For the state fiscal year ending June 30, 2020 and each year thereafter until the completion of the rate study, the MaineCare payment rates attributable to wages and salaries for personal care and related services above must be increased by an inflation adjustment cost-of-living percentage change in reimbursement in accordance with the United States Department of Labor, Bureau of Labor Statistics Consumer Price Index medical care services index.

Section 13, Chapter III, Targeted Care Management Services: Effective July 1, 2018, a net increase in funding from fiscal year 2008-09 to fiscal year 2018-19 of 2% as long as no rate for a service is lower than the rate reimbursed as of January 1, 2018.

Section 17, Chapter III, Community Support Services: Effective July 1, 2018, a net increase in funding from fiscal year 2008-09 to fiscal year 2018-19 of 2% as long as no rate for a service is lower than the rate reimbursed as of January 1, 2018.

Section 23, Chapter III, Developmental and Behavioral Clinic Services: Effective July 1, 2018, a net increase in funding from fiscal year 2008-09 to fiscal year 2018-19 of 2% as long as no rate for a service is lower than the rate reimbursed as of January 1, 2018.

Section 26, Chapter III, Day Health Services: For the state fiscal year ending June 30, 2019, the MaineCare payment rates attributable to wages and salaries for personal care and related services provided pursuant to each of the rules are increased by 10%.

Section 28, Chapter III, Rehabilitative and Community Support Services for Children with Cognitive Impairments and Functional Limitations: The Department will establish reimbursement rates and increase existing reimbursement rates in accordance with the April 24, 2017 report *Rate Study for Behavioral Health and Targeted Case Management Services: Final Proposed Rates for Formal Rulemaking* prepared for the department by Burns & Associates, Inc.

Effective July 1, 2018, a net increase in funding from fiscal year 2008-09 to fiscal year 2018-19 of 2% as long as no rate for a service is lower than the rate reimbursed as of January 1, 2018.

Section 65, Chapters II and III, Behavioral Health Services: The Department intends to increase rates by 15% for Medication Management services. Additionally, the Department intends to increase rates for multisystemic therapy (MST), multisystemic therapy for problem sexualized behavior and functional family therapy (FFT) services by 20% through June 30, 2019.

Effective July 1, 2018, a net increase in funding from fiscal year 2008-09 to fiscal year 2018-19 of 2% as long as no rate for a service is lower than the rate reimbursed as of January 1, 2018.

Section 97, Chapter III, Private Non-Medical Institution Services, Appendix C:

For the state fiscal year ending June 30, 2019, a special supplemental allowance must be made to provide for increases in wages and wage-related benefits in the direct care, personal care services, and routine cost components as follows. An amount equal to 10% of wages and associated benefits and taxes as reported on each facility's as-filed cost report for its fiscal year ending in calendar year 2016 must be added to the cost per resident day in calculating each facility's prospective rate, notwithstanding any otherwise applicable caps or limits on reimbursement. This supplemental allowance must also be allowed and paid at final audit to the full extent that it does not cause reimbursement to exceed the facility's allowable costs in each component that is cost settled in that fiscal year.

For the state fiscal year ending June 30, 2020 and each year thereafter, the MaineCare payment rates attributable to wages and salaries in each cost component specified in subsection 1 must be increased by an inflation factor in accordance with the United States Department of Labor, Bureau of Labor Statistics Consumer Price Index medical care services index

Section 97, Chapter III, Private Non-Medical Institution Services, Appendix B and Appendix E: to increase rates effective July 1, 2018 by 2% over the rates in fiscal year 2008-2009, provided rates do not decrease below those set as of January 1, 2018.

REASON FOR PROPOSED CHANGES: All changes are pursuant to P.L. 2017, ch. 460, *An Act Making Certain Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government*.

ESTIMATE OF ANY EXPECTED INCREASE OR DECREASE IN ANNUAL AGGREGATE EXPENDITURES: The Department anticipates that these changes will result in an aggregate increase of \$39,349,141 in State Fiscal Year 2019.

ACCESS TO PROPOSED CHANGES AND COMMENTS TO PROPOSED CHANGES: The public may review the proposed methodology changes and written comments at any Maine DHHS office in every Maine county. To find out where the Maine DHHS offices are located, call 1-800-452-1926. The Department will hold a hearing for the proposed rulemaking and will be publishing a notice which includes information on the hearing date and location.

CONTACT INFORMATION

FOR RECEIPT OF COMMENTS:

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