



128th MAINE LEGISLATURE

FIRST REGULAR SESSION-2017

Legislative Document

No. 688

H.P. 479

House of Representatives, February 28, 2017

An Act To Provide MaineCare Coverage for Music Therapy

Reference to the Committee on Health and Human Services suggested and ordered printed.

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative HAMANN of South Portland.
Cosponsored by Senator CHIPMAN of Cumberland and
Representatives: HEAD of Bethel, MADIGAN of Waterville, MALABY of Hancock, PERRY
of Calais, PIERCE of Falmouth, Senators: BREEN of Cumberland, GRATWICK of
Penobscot.

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

2 **Sec. 1. 22 MRSA §3174-ZZ** is enacted to read:

3 **§3174-ZZ. Music therapy reimbursement**

4 **1. Definitions.** As used in this section, the following terms have the following
5 meanings.

6 A. "Music intervention" means, without limitation, music improvisation, receptive
7 music listening with and without imagery, song writing, lyric discussion, singing,
8 music performance, music-assisted education, music-assisted relaxation, music-based
9 patient education, use of electronic music technology and movement to music.

10 B. "Music therapy" means the clinical and evidence-based application of music
11 interventions to accomplish individualized goals for clients of all ages and ability
12 levels for purposes of assessment and treatment.

13 **2. Reimbursement.** Upon receipt of written approval from the United States
14 Department of Health and Human Services, Centers for Medicare and Medicaid Services
15 to provide Medicare and Medicaid coverage for music therapy services, the department
16 shall reimburse under the MaineCare program for all music therapy services provided to a
17 Medicaid recipient or to a Medicare recipient by an individual who holds a current and
18 valid national certification as a music therapist from a national music therapy certification
19 board.

20 **3. Rulemaking.** The department shall adopt rules to implement this section. Rules
21 adopted pursuant to this subsection are routine technical rules as defined by Title 5,
22 chapter 375, subchapter 2-A.

23 **Sec. 2. Medicare and Medicaid state plan amendment or waiver.** The
24 Department of Health and Human Services shall prepare and submit a Medicare and
25 Medicaid state plan amendment or waiver as required to the United States Department of
26 Health and Human Services, Centers for Medicare and Medicaid Services by October 1,
27 2017 that provides or requests, as appropriate, Medicare and Medicaid coverage for
28 music therapy services.

29 **SUMMARY**

30 This bill requires music therapy services to be reimbursed under the MaineCare
31 program upon approval of coverage by the United States Department of Health and
32 Human Services, Centers for Medicare and Medicaid Services. The Department of
33 Health and Human Services is directed to adopt routine technical rules to implement this
34 requirement.