



# 132nd MAINE LEGISLATURE

## FIRST REGULAR SESSION-2025

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Legislative Document

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H.P. 637

House of Representatives, March 11, 2025

**Resolve, Requiring the Maine Health Data Organization to Develop  
a Plan for Measuring Gaps in Home and Community-based Services**

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Received by the Clerk of the House on March 7, 2025. Referred to the Committee on Health Coverage, Insurance and Financial Services pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

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

ROBERT B. HUNT  
Clerk

Presented by Representative CLUCHEY of Bowdoinham.

1 **Preamble. Whereas,** continuing workforce challenges have contributed to a gap  
2 between home and community-based services that are authorized and those that are  
3 delivered under the MaineCare program and state-funded programs; and

4 **Whereas,** consistent measurement of this care gap is critical to understanding whether  
5 the gap is expanding or contracting and whether policy interventions are needed; and

6 **Whereas,** the federal Department of Health and Human Services, Centers for  
7 Medicare and Medicaid Services have published Medicaid home and community-based  
8 services gap measures that states will be required to submit to the Centers for Medicare and  
9 Medicaid Services; and

10 **Whereas,** the Maine Health Data Organization has expertise that uniquely qualifies it  
11 to calculate valid and complex health care measures; now, therefore, be it

12 **Sec. 1. Maine Health Data Organization to develop measurement plan.**

13 **Resolved:** That the Maine Health Data Organization shall develop a plan for annual  
14 measurement of the State's home and community-based services care gap, using claims and  
15 care authorization data that currently exist. The plan must ensure that the measures meet  
16 federal Department of Health and Human Services, Centers for Medicare and Medicaid  
17 Services data requirements and are therefore comparable to measures submitted by other  
18 states. As used in this resolve, "care gap" means the difference between the home and  
19 community-based services individuals are authorized to receive and the services they  
20 actually receive under the following MaineCare provisions and state-funded programs: the  
21 Department of Health and Human Services rule Chapter 101: MaineCare Benefits Manual,  
22 Sections 12, 17, 18, 19, 20, 21, 23, 26, 28, 29, 40, 65, 92 and 96; and 10-149 C.M.R.  
23 Chapter 5, Office of Aging and Disability Services Policy Manual, Sections 61, 63, 68 and  
24 69 as well as any rules that are adopted to provide services under the lifespan program  
25 pursuant to the Maine Revised Statutes, Title 34-B, section 5003-B.

26 **Sec. 2. Department of Health and Human Services to provide sample data.**

27 **Resolved:** That the Department of Health and Human Services shall provide sample data  
28 related to care gap measurement to the Maine Health Data Organization on request for use  
29 in developing the measurement plan in section 1.

30 **Sec. 3. Report. Resolved:** That the Maine Health Data Organization shall submit

31 a report to the Joint Standing Committee on Health and Human Services by January 15,  
32 2026 outlining available data, data gaps and the estimated cost of creating and  
33 implementing an annual measurement of the care gap that meets federal reporting  
34 requirements pursuant to section 1. The report may include recommendations regarding  
35 responsibilities for ongoing data collection, tracking and reporting.

36 **SUMMARY**

37 This resolve requires the Maine Health Data Organization to develop a plan for annual  
38 measurements of the gap between authorized care and the services actually provided for  
39 home and community-based services under the MaineCare program, state-funded programs  
40 and the forthcoming lifespan program using existing data. The Department of Health and  
41 Human Services is required to provide data to the Maine Health Data Organization upon  
42 request. The Maine Health Data Organization must submit a report to the Joint Standing  
43 Committee on Health and Human Services no later than January 15, 2026.