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Date: (Filing No. H- )

**HEALTH AND HUMAN SERVICES**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
128TH LEGISLATURE  
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1246, L.D. 1801, “Resolve, Regarding Legislative Review of Portions of Chapter 101: MaineCare Benefits Manual, Chapter III, Section 21, Allowances for Home and Community Benefits for Adults with Intellectual Disabilities or Autism Spectrum Disorder, a Major Substantive Rule of the Department of Health and Human Services”

Amend the resolve in section 1 in the last line (page 1, line 19 in L.D.) by inserting after the following: "authorized" the following: 'only if in Section 2000 of the rule, relating to audit of services provided, the documentation requirement for staffing schedules per member is removed and replaced with a requirement that the documentation show the hours and the name of the direct care staff scheduled to work at the facility'

**SUMMARY**

This amendment provides that the Department of Health and Human Services may finally adopt portions of Chapter 101: MaineCare Benefits Manual, Chapter III, Section 21, Allowances for Home and Community Benefits for Adults with Intellectual Disabilities or Autism Spectrum Disorder, a provisionally adopted major substantive rule, only if the rule is modified.

The required modification relates to documentation for the audit of services provided. The proposed rule requires documentation showing the hours and the name of the direct care staff scheduled to work with the member. The required modification requires that the documentation show the hours and the name of the direct care staff scheduled to work at the facility. This conforms with the requirements of Resolve 2017, chapter 15.

**FISCAL NOTE REQUIRED**

**(See attached)**

**COMMITTEE AMENDMENT**