

STATE OF MAINE

IN THE YEAR OF OUR LORD
TWO THOUSAND AND TWELVE

S.P. 538 - L.D. 1628

An Act To Limit Payment for Care and Treatment of Residents of State
Institutions

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

Sec. 1. 34-B MRSA §1409, sub-§1, ¶B-1, as enacted by PL 2005, c. 256, §1, is amended to read:

B-1. "Resident," for purposes of this section and this section only, means any of the following:

- (1) A person who is an inpatient; or
- (2) A person who is an outpatient receiving services from any state institution, including outpatient clinic services; ~~or~~
- (3) ~~A resident of the Homestead facility.~~

Sec. 2. 34-B MRSA §1409, sub-§1, ¶D, as enacted by PL 2005, c. 683, Pt. B, §30, is repealed.

Sec. 3. 34-B MRSA §1409, sub-§11, ¶A, as enacted by PL 1983, c. 459, §7, is amended to read:

A. This subsection may not be construed as a limitation on compensation for providers of resident care and treatment; ~~and~~

Sec. 4. 34-B MRSA §1409, sub-§11, ¶B, as enacted by PL 1983, c. 459, §7, is amended to read:

B. This subsection may not be construed as a limitation on contractual arrangements between the providers and the State; and

Sec. 5. 34-B MRSA §1409, sub-§11, ¶C is enacted to read:

C. For a resident receiving services, including medical care, goods, prescription drugs and other medications, outside a state institution, the commissioner may pay the provider of those services an amount no greater than the reimbursement rate applicable to that provider and that service under the Medicare fee schedule.

Sec. 6. 34-B MRSA §1409, sub-§13, as amended by PL 2005, c. 256, §4, is further amended to read:

13. Special revenue account; Riverview Psychiatric Center. The commissioner shall establish a special revenue account for the Riverview Psychiatric Center ~~and the Homestead facility~~ and shall deposit into it payments or income received from residents of the Riverview Psychiatric Center ~~and the Homestead facility~~, the Medicaid program or other 3rd-party payors. The commissioner shall use the funds on deposit for expenses of the Riverview Psychiatric Center ~~and the Homestead facility~~.

Sec. 7. Appropriations and allocations. The following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY BDS)

Disproportionate Share - Dorothea Dix Psychiatric Center 0734

Initiative: Reduces funding from savings from limiting reimbursement for medical services provided to a resident of a state institution outside of a state institution to the Medicare rate.

GENERAL FUND	2011-12	2012-13
All Other	\$0	(\$5,630)
GENERAL FUND TOTAL	<hr/> \$0	<hr/> (\$5,630)

Disproportionate Share - Riverview Psychiatric Center 0733

Initiative: Reduces funding from savings from limiting reimbursement for medical services provided to a resident of a state institution outside of a state institution to the Medicare rate.

GENERAL FUND	2011-12	2012-13
All Other	\$0	(\$45,191)
GENERAL FUND TOTAL	<hr/> \$0	<hr/> (\$45,191)

Dorothea Dix Psychiatric Center 0120

Initiative: Reduces funding from savings from limiting reimbursement for medical services provided to a resident of a state institution outside of a state institution to the Medicare rate.

GENERAL FUND	2011-12	2012-13
All Other	\$0	(\$2,970)
GENERAL FUND TOTAL	<hr/> \$0	<hr/> (\$2,970)

Dorothea Dix Psychiatric Center 0120

Initiative: Reduces funding from savings from limiting reimbursement for medical services provided to a resident of a state institution outside of a state institution to the Medicare rate.

OTHER SPECIAL REVENUE FUNDS	2011-12	2012-13
All Other	\$0	(\$9,810)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$9,810)

Dorothea Dix Psychiatric Center 0120

Initiative: Reduces funding from savings from limiting reimbursement for medical services provided to a resident of a state institution outside of a state institution to the Medicare rate.

OTHER SPECIAL REVENUE FUNDS	2011-12	2012-13
All Other	\$0	(\$1,590)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$1,590)

Riverview Psychiatric Center 0105

Initiative: Reduces funding from savings from limiting reimbursement for medical services provided to a resident of a state institution outside of a state institution to the Medicare rate.

GENERAL FUND	2011-12	2012-13
All Other	\$0	(\$9,288)
GENERAL FUND TOTAL	\$0	(\$9,288)

Riverview Psychiatric Center 0105

Initiative: Reduces funding from savings from limiting reimbursement for medical services provided to a resident of a state institution outside of a state institution to the Medicare rate.

OTHER SPECIAL REVENUE FUNDS	2011-12	2012-13
All Other	\$0	(\$78,181)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$78,181)

Riverview Psychiatric Center 0105

Initiative: Reduces funding from savings from limiting reimbursement for medical services provided to a resident of a state institution outside of a state institution to the Medicare rate.

OTHER SPECIAL REVENUE FUNDS	2011-12	2012-13
All Other	\$0	(\$7,340)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$7,340)

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY BDS) DEPARTMENT TOTALS	2011-12	2012-13
GENERAL FUND	\$0	(\$63,079)
OTHER SPECIAL REVENUE FUNDS	\$0	(\$96,921)
DEPARTMENT TOTAL - ALL FUNDS	\$0	(\$160,000)

In House of Representatives, 2012

Read twice and passed to be enacted.

..... Speaker

In Senate, 2012

Read twice and passed to be enacted.

..... President

Approved 2012

..... Governor