

Department of Legislative Services
Maryland General Assembly
2018 Session

FISCAL AND POLICY NOTE
First Reader

House Bill 71 (Delegate Krimm)
Health and Government Operations

Program of All-Inclusive Care for the Elderly ("PACE") - Limit on Number of Providers - Prohibition

This bill prohibits the Maryland Department of Health (MDH) from limiting the number of eligible Program of All-Inclusive Care for the Elderly (PACE) providers operating in the State.

Fiscal Summary

State Effect: The bill is not anticipated to impact State operations or finances.

Local Effect: The bill is not anticipated to impact local government operations or finances.

Small Business Effect: None.

Analysis

Current Law: While statute does not limit the number of PACE providers, Maryland regulations previously specified that only one PACE provider may operate in the State. However, regulations effective January 29, 2018, repeal this limitation.

The requirements to become an eligible PACE provider are extensive and include submission of an application to both MDH and the federal Centers for Medicare and Medicaid Services. A PACE provider must comply with numerous requirements, including (1) federal and State regulations; (2) a detailed provider agreement with MDH; (3) general Medicaid provider criteria and regulations; (4) specified federal standards in the Child Nutrition Act, the Americans with Disabilities Act, and other statutes related to

individuals with disabilities; and (6) any other applicable regulations, transmittals, and guidelines issued by MDH.

Background: PACE is a federal program that helps individuals meet their health care needs in the community instead of going to a nursing home or other care facility. PACE providers deliver care and services in the home, in the community, and at a centralized PACE facility. If authorized by an individual's health care team, PACE provides all the care and services covered by Medicare and Medicaid and becomes the sole source of services for participants. Services generally covered by PACE include adult day primary care, dentistry, emergency services, home care, hospital care, laboratory/x-ray services, meals, medical specialty services, nursing care, nutritional counseling, occupational therapy, physical therapy, and prescription drugs.

In Maryland, PACE program services are offered through Hopkins ElderPlus, located on the campus of Johns Hopkins Bayview Medical Center. Participants must (1) currently reside in the PACE service area, which consists of 16 zip codes in Baltimore City and Baltimore County; (2) be at least 55 years old; (3) be certified to need nursing facility level of care; (4) have an approved PACE plan of care and agree to receive all health and long-term care services exclusively from Hopkins ElderPlus PACE and its providers; and (5) for individuals receiving Medicaid, meet certain income and asset requirements.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Maryland Department of Health; U.S. Centers for Medicare and Medicaid Services; Department of Legislative Services

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