

1 House BILL NO. 663
 2 INTRODUCED BY Wayne Coxsey Palmer
 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PRESERVE AND PROTECT
 5 THE PUBLIC HEALTH THROUGH THE PROVISION OF HOME HEALTH
 6 SERVICES TO PORTIONS OF THE POPULATION NOT NOW BEING SERVED;
 7 APPROPRIATING \$100,000 TO THE DEPARTMENT OF HEALTH AND
 8 ENVIRONMENTAL SCIENCES TO IMPLEMENT THE ACT."

9
 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Definitions. As used in this act, the
 12 following definitions apply:

13 (1) "Home health agency" means a public or private
 14 agency, organization, facility, or subdivision thereof
 15 engaged in providing home health services to individuals and
 16 families, where they are presently residing or in ambulatory
 17 care settings, for the purpose of preventing disease and
 18 promoting, maintaining, or restoring health or minimizing
 19 the effects of illness or disability.

20 (2) "Home health services" means a broad range of
 21 health and social services furnished to individuals and
 22 families by a home health agency or by others under
 23 arrangement with the agency, in the place where they are
 24 presently residing or in ambulatory care settings. Services
 25 must include the services of a licensed registered nurse and

1 at least one other therapeutic service and may include
 2 additional support services.

3 (3) "Department" means the department of health and
 4 environmental sciences.

5 (4) "Consultation and technical assistance" means the
 6 provision of expert knowledge in the area of community
 7 organization, community and professional education,
 8 establishment of professional relationships, preparation of
 9 philosophy, policies, reporting, recording, accounting
 10 procedures, and filing systems.

11 (5) "Person" means a human being.

12 (6) "Third party payment" means that payment for
 13 service performed in the home from a source other than the
 14 person in receipt of the service or his family. Third party
 15 payors include insurance carriers as well as federal
 16 programs which pay for health services, including medicare
 17 and medicaid.

18 Section 2. Development of home health agencies. The
 19 department may provide the direct consultation, technical
 20 assistance, and allotment of state funds necessary for the
 21 development of home health agencies in accordance with the
 22 following criteria:

23 (1) A service area must be without home health
 24 services and demonstrate a need for such services.

25 (2) The program must be certified to serve medicare

1 patients.

2 (3) Money available must be used to start up at least
3 three home health service agencies.

4 (4) Funding will be available to each applicant
5 community for 1 year from date of application.

6 (5) A final report is required by the department at
7 the time state funding terminates indicating each program's
8 plans for continuation.

9 Section 3. Certification standards. Home health
10 agencies developed by this act must meet regulations
11 prescribed by the federal government in Title XVIII of P.L.
12 89-97 which allows agencies meeting the regulations to be
13 certified for reimbursement for services to
14 medicare-eligible clients.

15 Section 4. Nondiscrimination. A person may not be
16 excluded from home health services because of race, sex,
17 age, religion, creed, color, national origin, or marital
18 status.

19 Section 5. Appropriation. (1) The sum of \$100,000 is
20 appropriated to the department for the biennium ending June
21 30, 1979, for the home health service program.

22 (2) The appropriation includes salary, travel, and
23 other supportive costs for two staff employees of the
24 department to be responsible for expert assistance in the
25 development and maintenance of home health agencies.

1 Section 6. Agreements. Agreements shall be negotiated
2 between the department and the three developing agencies
3 attesting to their willingness to use funds provided in the
4 manner provided for in this act.

-End-

STATE OF MONTANA

REQUEST NO. 381-77

FISCAL NOTE

Form BD-15

In compliance with a written request received February 7, 19 77, there is hereby submitted a Fiscal Note for House Bill 663 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly.

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION

An act to preserve and protect the public health through the provision of home health services to portions of the population not now being served; appropriating \$100,000 to the Department of Health and Environmental Sciences to implement the act.

ASSUMPTIONS:

1. After the Home Health agencies are established and operating, patients will be billed based on their ability to pay.
2. Services provided will be to large rural areas.
3. Fees received from title XVIII and other funds for patient services will make programs on local levels self supporting after FY78.
4. 2.00 FTE (State) will drop out of the program after FY78.

FISCAL IMPACT:

Personal services	\$31,575
Operating expenses	6,425
Equipment	2,000
Grants	<u>60,000</u>
Total	<u>\$100,000</u>

Richard L. Young
BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 2-11-77

Approved by Committee
on Public Health, Welfare
& Safety

HOUSE BILL NO. 663

INTRODUCED BY HARPER, COONEY, PALMER

A BILL FOR AN ACT ENTITLED: "AN ACT TO PRESERVE AND PROTECT THE PUBLIC HEALTH THROUGH THE PROVISION OF HOME HEALTH SERVICES TO PORTIONS OF THE POPULATION NOT NOW BEING SERVED; APPROPRIATING \$100,000 TO THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES TO IMPLEMENT THE ACT."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Definitions. As used in this act, the following definitions apply:

(1) "Home health agency" means a public or private agency, organization, facility, or subdivision thereof engaged in providing home health services to individuals and families, where they are presently residing or in ambulatory care settings, for the purpose of preventing disease and promoting, maintaining, or restoring health or minimizing the effects of illness or disability.

(2) "Home health services" means a broad range of health and social services furnished to individuals and families by a home health agency or by others under arrangement with the agency, in the place where they are presently residing or in ambulatory care settings. Services must include the services of a licensed registered nurse and

at least one other therapeutic service and may include additional support services.

(3) "Department" means the department of health and environmental sciences.

(4) "Consultation and technical assistance" means the provision of expert knowledge in the area of community organization, community and professional education, establishment of professional relationships, preparation of philosophy, policies, reporting, recording, accounting procedures, and filing systems.

(5) "Person" means a human being.

(6) "Third party payment" means that payment for service performed in the home from a source other than the person in receipt of the service or his family. Third party payors include insurance carriers as well as federal programs which pay for health services, including medicare and medicaid.

Section 2. Development of home health agencies. The department may provide the direct consultation, technical assistance, and allotment of state funds necessary for the development of home health agencies in accordance with the following criteria:

(1) A service area must be without home health services and demonstrate a need for such services.

(2) The program must be certified to serve medicare

1 patients.

2 (3) Money available must be used to start up at least
3 three home health service agencies.

4 (4) Funding will be available to each applicant
5 community for 1 year from date of application.

6 (5) A final report is required by the department at
7 the time state funding terminates indicating each program's
8 plans for continuation.

9 Section 3. Certification standards. Home health
10 agencies developed by this act must meet ANY APPLICABLE
11 LICENSING REQUIREMENTS FIXED BY STATE LAW OR STATE AGENCY
12 RULE AND MUST ALSO COMPLY WITH THE regulations prescribed by
13 the federal government in Title XVIII of P.L. 89-97 which
14 allows agencies meeting the regulations to be certified for
15 reimbursement for services to medicare-eligible clients.

16 Section 4. Nondiscrimination. A person may not be
17 excluded from home health services because of race, sex,
18 age, religion, creed, color, national origin, or marital
19 status.

20 Section 5. Appropriation. (1) The sum of \$100,000 is
21 appropriated to the department for the biennium ending June
22 30, 1979, for the home health service program.

23 (2) The appropriation includes salary, travel, and
24 other supportive costs for two staff employees of the
25 department to be responsible for expert assistance in the

1 development and maintenance of home health agencies.

2 Section 6. Agreements. Agreements shall be negotiated
3 between the department and the three developing agencies
4 attesting to their willingness to use funds provided in the
5 manner provided for in this act.

-End-

HOUSE BILL NO. 663

INTRODUCED BY HARPER, COONEY, PALMER

A BILL FOR AN ACT ENTITLED: "AN ACT TO PRESERVE AND PROTECT THE PUBLIC HEALTH THROUGH THE PROVISION OF HOME HEALTH SERVICES TO PORTIONS OF THE POPULATION NOT NOW BEING SERVED; APPROPRIATING \$100,000 TO THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES TO IMPLEMENT THE ACT."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Definitions. As used in this act, the following definitions apply:

(1) "Home health agency" means a public or private agency, organization, facility, or subdivision thereof engaged in providing home health services to individuals and families, where they are presently residing or in ambulatory care settings, for the purpose of preventing disease and promoting, maintaining, or restoring health or minimizing the effects of illness or disability.

(2) "Home health services" means a broad range of health and social services furnished to individuals and families by a home health agency or by others under arrangement with the agency, in the place where they are presently residing or in ambulatory care settings. Services must include the services of a licensed registered nurse and

at least one other therapeutic service and may include additional support services.

(3) "Department" means the department of health and environmental sciences.

(4) "Consultation and technical assistance" means the provision of expert knowledge in the area of community organization, community and professional education, establishment of professional relationships, preparation of philosophy, policies, reporting, recording, accounting procedures, and filing systems.

(5) "Person" means a human being.

(6) "Third party payment" means that payment for service performed in the home from a source other than the person in receipt of the service or his family. Third party payors include insurance carriers as well as federal programs which pay for health services, including medicare and medicaid.

Section 2. Development of home health agencies. The department may provide the direct consultation, technical assistance, and allotment of state funds necessary for the development of home health agencies in accordance with the following criteria:

(1) A service area must be without home health services and demonstrate a need for such services.

(2) The program must be certified to serve medicare

1 patients.

2 (3) Money available must be used to start up at least
3 three home health service agencies.

4 (4) Funding will be available to each applicant
5 community for 1 year from date of application.

6 (5) A final report is required by the department at
7 the time state funding terminates indicating each program's
8 plans for continuation.

9 Section 3. Certification standards. Home health
10 agencies developed by this act must meet ANY APPLICABLE
11 LICENSING REQUIREMENTS FIXED BY STATE LAW OR STATE AGENCY
12 RULE AND MUST ALSO COMPLY WITH THE regulations prescribed by
13 the federal government in Title XVIII of P.L. 89-97 which
14 allows agencies meeting the regulations to be certified for
15 reimbursement for services to medicare-eligible clients.

16 Section 4. Nondiscrimination. A person may not be
17 excluded from home health services because of race, sex,
18 age, religion, creed, color, national origin, or marital
19 status.

20 Section 5. Appropriation. (1) The sum of \$100,000 is
21 appropriated to the department for the biennium ending June
22 30, 1979, for the home health service program.

23 (2) The appropriation includes salary, travel, and
24 other supportive costs for two staff employees of the
25 department to be responsible for expert assistance in the

1 development and maintenance of home health agencies.

2 Section 6. Agreements. Agreements shall be negotiated
3 between the department and the three developing agencies
4 attesting to their willingness to use funds provided in the
5 manner provided for in this act.

-End-