



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

05-07-12 P04:46 IN

Department of Administration
BUDGET OFFICE
One Capitol Hill
Providence, R.I. 02908-5886 **Memorandum**

To: The Honorable Helio Melo
 Chairman, House Finance Committee

 The Honorable Daniel DaPonte
 Chairman, Senate Finance Committee

From: Thomas A. Mullaney *Thomas A. Mullaney*
 Executive Director/State Budget Officer

Date: May 7, 2012

Subject: Amendments to Articles 31 and 32 of the FY 2013 Appropriations
 Act (12-H-7323)

The Governor requests that several amendments be made to Articles 31 and 32 of the FY 2013 Appropriations Act, which was submitted to the General Assembly on January 31, 2012. For Article 31, Relating to Medicaid Reform Act of 2008, the amendments add two subsections to the resolution. The first subsection reduces payments for durable medical equipment provided to beneficiaries to 85 percent of the Medicare payment rate, while the second subsection provides that the Medicaid Agency shall pursue any requirements and/or opportunities established under the Affordable Care Act of 2010. The requested amendments to Article 31 are attached below.

The Governor requests that the original Article 32, Relating to Medical Assistance Recoveries, be replaced with the revised version. The revisions to the article are indicated by grey shading. An explanation of the amendments to the article by section is provided in the attached document.

If you have any questions regarding Article 31 or Article 32, please feel free to call Daniel Orgel at 222-2194 or Erin Casey at 462-1050.

TAM:12-32
Attachments

cc: Sharon Reynolds Ferland, House Fiscal Advisor
Peter Marino, Senate Fiscal Advisor
Kelly Mahoney, Director of Policy
Richard Licht, Director of Administration
Gregory Stack

TDD#: 277-1227

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ARTICLE 31, Relating to Medicaid Reform Act of 2008

On page 335, lines 14 and 15, please eliminate the words "FY 2012 and "

On page 335, line 26, after the word "agreement", please eliminate the words "; now, therefore, be it" and insert a "."

On page 335, after line 26, please insert the following new language:

(d) *Medicaid Rate Change – Durable Medical Equipment.* The Medicaid single state agency proposes to reduce the payment for durable medical equipment provided to beneficiaries to 85 percent of the Medicare payment rate. Implementation of this change requires a Category II change under the terms and condition of the Global Consumer Choice Waiver; and

(e) *Medicaid Requirements and Opportunities under U.S. Patient Protection and Affordable Care Act (ACA) of 2010.* The Medicaid agency proposes to pursue any requirements and/or opportunities established under the ACA that may warrant a Category II or III change under the terms and conditions of the Global Consumer Choice Waiver. Any such actions the Medicaid agency takes shall not have an adverse impact on beneficiaries or cause there to be an increase in expenditures beyond the amount appropriated for state fiscal year 2013; now, therefore, be it

On page 335, lines 27, change "(c)" to "(e)"