



SPONSOR: Sen. S. McBride & Rep. Heffernan & Rep. Bentz & Rep. Minor-Brown  
Sens. Bonini, Hansen, Sturgeon, Townsend, Walsh; Reps. Baumbach, Dorsey Walker, Lambert, Morrison, Michael Smith, K. Williams, Wilson-Anton

DELAWARE STATE SENATE  
151st GENERAL ASSEMBLY

SENATE BILL NO. 109

AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO MEDICAID REIMBURSEMENT RATES FOR HOME HEALTH-CARE SERVICES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

1 Section 1. Amend § 7931, Title 29 of the Delaware Code by making deletions as shown by strike through and  
2 insertions as shown by underline as follows:

3 § 7931. Division of Medicaid and Medical Assistance.

4 (d) In the absence of an alternative agreement for a ~~nonfee-for-service~~ nonfee-for-service reimbursement  
5 mechanism approved by the Department of Health and Social Services between a home health-care nursing services  
6 provider and a Medicaid-contracted organization, all hourly home health-care nursing services paid for by Medicaid-  
7 contracted organizations will be reimbursed at a rate equal to or more than the rate set by the Division of Medicaid and  
8 Medical Assistance for equivalent services.

9 (f) In the absence of an alternative agreement for a nonfee-for-service reimbursement mechanism approved by the  
10 Department of Health and Social Services between a home health-care services provider and a Medicaid-contracted  
11 organization, all home health-care services for Medicaid long-term care services and support providers paid for by  
12 Medicaid-contracted organizations will be reimbursed at a rate equal to or more than the rate set by the Division of  
13 Medicaid and Medical Assistance for equivalent services.

SYNOPSIS

This Act requires that home health-care services for Medicaid long-term care services and support providers be reimbursed for services by Medicaid-contracted organizations at a rate equal to or more than the rate set by the Division of Medicaid and Medical Assistance for equivalent services. This rate floor system is currently used for reimbursement rates for home health-care nursing services paid for by Medicaid-contracted organizations.

This Act also makes technical corrections to conform existing law to the standards of the Delaware Legislative Drafting Manual.

Author: Senator S. McBride