

Aged Care (Subsidy, Fees and Payments) Amendment (Indexation, Pre-Entry Leave and Other Measures) Determination 2015

I, Mitch Fifield, Assistant Minister for Social Services, make the following determination.

Dated: 26 June 2015

Mitch Fifield

Assistant Minister for Social Services

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1 Name

This instrument is the *Aged Care (Subsidy, Fees and Payments) Amendment (Indexation, Pre-Entry Leave and Other Measures) Determination 2015*.

2 Commencement

(1) Each provision of this Determination specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

| **Commencement information** | | |
| --- | --- | --- |
| **Column 1** | **Column 2** | **Column 3** |
| **Provision(s)** | **Commencement** | **Date/Details** |
| 1. Schedule 1 | 1 July 2015 |  |
| 2. Schedule 2 | 1 July 2015  However, if Schedule 2 of the *Social Services Legislation Amendment (No. 2) Act 2015* commences on 1 July 2015, then the provision(s) do not commence at all. |  |
| 3. Schedule 3 | Immediately after the commencement of Schedule 2 of the *Social Services Legislation Amendment (No. 2) Act 2015*.  However, if that schedule does not commence, the provision(s) do not commence at all. |  |

Note: This table relates only to the provisions of this Determination as originally determined. It will not be amended to deal with any later amendments of this Determination.

(2) Any information in column 3 of the table is not part of this Determination. Information may be inserted in this column, or information in it may be edited, in any published version of this Determination.

3 Authority

This instrument is made under the *Aged Care Act 1997.*

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Part 1 - Indexation

Aged Care (Subsidy, Fees and Payments) Determination 2014

1 Amendments of listed provisions—indexation of amounts

The provisions listed in the following table are amended as set out in the table.

| Amendments relating to indexation of amounts | | | |
| --- | --- | --- | --- |
| Item | Provision | Omit | Substitute |
| 1 | Paragraph 12(2) (a) | $44.21 | $44.78 |
| 2 | Paragraph 12 (2) (b) | $123.97 | $125.58 |
| 3 | Paragraph 12 (2) (c) | $44.21 | $44.78 |
| 4 | Paragraph 12 (2) (d) | $123.97 | $125.58 |
| 5 | Subsection 23(1) | $10.84 | $10.98 |
| 6 | Subsection 23(2) | $13.55 | $13.73 |
| 7 | Paragraph 25(1)(a) | $17.17 | $17.39 |
| 8 | Paragraph 25(1)(b) | $19.29 | $19.54 |
| 9 | Subsection 25(2) | $21.46 for bolus feeding and $24.11 | $21.74 for bolus feeding and $24.43 |
| 10 | Section 43 | $12.50 | $12.66 |
| 11 | Subsection 60(2) | $1.85 | $1.87 |
| 12 | Section 62 | $6.69 | $6.78 |
| 13 | Section 64 | $15.29 | $15.49 |
| 14 | Subsection 70(1) | $10.84 | $10.98 |
| 15 | Subsection 70(2) | $13.55 | $13.73 |
| 16 | Paragraph 72(1)(a) | $17.17 | $17.39 |
| 17 | Paragraph 72(1)(b) | $19.29 | $19.54 |
| 18 | Subsection 72(2) | $21.46 for bolus feeding and $24.11 | $21.74 for bolus feeding and $24.43 |
| 19 | Section 91 | $36.65 | $37.13 |
| 20 | Subsection 92(1) | $121.49 | $123.07 |
| 21 | Subsection 92(2) | $121.49 | $123.07 |
| 22 | Subsection 92(2) | $12.25 | $12.41 |
| 23 | Section 93 | $31.92 | $32.34 |
| 24 | Paragraph 95(1)(a) | $0.18 | $0.18 |
| 25 | Subsection 95(2) | $0.08 | $0.08 |
| 26 | Subsection 95(3) | $1.14 | $1.15 |
| 27 | Subsection 106(2) | $190.86 | $193.34 |
| 28 | Subsection 106(3) | $3.82 | $3.87 |

2 Subsection 7(3) (table)

Repeal the table, substitute:

| ACFI amounts | | |
| --- | --- | --- |
| Item | Domain category | Domain amount ($) |
| 1 | Nil ADL category | 0 |
| 2 | Low ADL category | 36.11 |
| 3 | Medium ADL category | 78.62 |
| 4 | High ADL category | 108.92 |
| 5 | Nil behaviour category | 0 |
| 6 | Low behaviour category | 8.25 |
| 7 | Medium behaviour category | 17.10 |
| 8 | High behaviour category | 35.66 |
| 9 | Nil CHC category | 0 |
| 10 | Low CHC category | 16.25 |
| 11 | Medium CHC category | 46.27 |
| 12 | High CHC category | 66.82 |

3 Section 57 (table)

Repeal the table, substitute:

| Amount of viability supplement | | | |
| --- | --- | --- | --- |
| Item | Degree of isolation of service | Number of places allocated in respect of service | Amount ($) |
| 1 | Isolated Remote Area | less than 16 | 30.34 |
| 2 | Isolated Remote Area | more than 15 but less than 30 | 18.66 |
| 3 | Isolated Remote Area | 30 or more | 1.87 |
| 4 | Remote Centre | less than 16 | 14.48 |
| 5 | Remote Centre | more than 15 but less than 30 | 10.29 |
| 6 | Remote Centre | 30 or more | 1.87 |
| 7 | Rural Outside Large Centre | less than 16 | 6.10 |
| 8 | Rural Outside Large Centre | more than 15 but less than 30 | 1.87 |
| 9 | Rural Outside Large Centre | 30 or more | 1.87 |
| 10 | An area not referred to in items 1 to 9 | not applicable | 1.87 |

4 Section 58 (table)

Repeal the table, substitute:

| Amount of viability supplement | | |
| --- | --- | --- |
| Item | Score | Amount ($) |
| 1 | 40 | 1.87 |
| 2 | 50 | 2.11 |
| 3 | 60 | 6.10 |
| 4 | 70 | 10.29 |
| 5 | 80 | 14.48 |
| 6 | 90 | 18.66 |
| 7 | 100 | 30.34 |

5 Section 59 (table)

Repeal the table, substitute:

| Amount of viability supplement | | |
| --- | --- | --- |
| Item | Score | Amount ($) |
| 1 | 50 | 4.55 |
| 2 | 55 | 6.82 |
| 3 | 60 | 10.21 |
| 4 | 65 | 12.47 |
| 5 | 70 | 18.21 |
| 6 | 75 | 22.69 |
| 7 | 80 | 28.35 |
| 8 | 85 | 34.07 |
| 9 | 90 | 39.73 |
| 10 | 95 | 44.26 |
| 11 | 100 | 49.94 |

6 Section 67 (table)

Repeal the table, substitute:

| Basic subsidy amount | | |
| --- | --- | --- |
| Item | Level of home care | Amount ($) |
| 1 | Level 1 | 21.71 |
| 2 | Level 2 | 39.50 |
| 3 | Level 3 | 86.84 |
| 4 | Level 4 | 132.01 |

7 Section 85 (table)

Repeal the table, substitute:

| Amount of viability supplement | | |
| --- | --- | --- |
| Item | ARIA value | Amount ($) |
| 1 | Less than 3.52 | 0 |
| 2 | At least 3.52 but less than 4.67 | 5.22 |
| 3 | At least 4.67 but less than 5.81 | 6.27 |
| 4 | At least 5.81 but less than 7.45 | 8.77 |
| 5 | At least 7.45 but less than 9.09 | 10.53 |
| 6 | At least 9.09 but less than 10.55 | 14.73 |
| 7 | At least 10.55 | 17.68 |

8 Section 94 (table)

Repeal the table, substitute:

| Respite supplement equivalent amount | | |
| --- | --- | --- |
| Item | Total number of high care places and low care places | Amount ($) |
| 1 | Less than 11 | 49.08 |
| 2 | More than 10 but less than 21 | 78.54 |
| 3 | More than 20 but less than 31 | 88.34 |
| 4 | More than 30 but less than 41 | 98.17 |
| 5 | More than 40 | 107.99 |

9 Section 96 (table)

Repeal the table, substitute:

| Additional amount of home care subsidy | | |
| --- | --- | --- |
| Item | ARIA value for location of multi‑purpose service | Amount ($) |
| 1 | 0 to 3.51 inclusive | 0 |
| 2 | 3.52 to 4.66 inclusive | 5.22 |
| 3 | 4.67 to 5.80 inclusive | 6.27 |
| 4 | 5.81 to 7.44 inclusive | 8.77 |
| 5 | 7.45 to 9.08 inclusive | 10.53 |
| 6 | 9.09 to 10.54 inclusive | 14.73 |
| 7 | 10.55 to 12.00 inclusive | 17.68 |

10 Section 97 (table)

Repeal the table, substitute:

| Viability supplement equivalent amounts—Category A services | | | |
| --- | --- | --- | --- |
| Item | Degree of isolation of the service | Number of places allocated in respect of the service | Amount ($) |
| 1 | Isolated Remote Area | less than 16 | 30.34 |
| 2 | Isolated Remote Area | more than 15 but less than 30 | 18.66 |
| 3 | Isolated Remote Area | more than 29 | 1.87 |
| 4 | Remote Centre | less than 16 | 14.48 |
| 5 | Remote Centre | more than 15 but less than 30 | 10.29 |
| 6 | Remote Centre | more than 29 | 1.87 |
| 7 | Rural Outside Large Centre | less than 16 | 6.10 |
| 8 | Rural Outside Large Centre | more than 15 but less than 30 | 1.87 |
| 9 | Rural Outside Large Centre | more than 29 | 1.87 |
| 10 | An area not covered by items 1 to 9 | not applicable | 1.87 |

11 Section 98 (table)

Repeal the table, substitute:

| Viability supplement equivalent amounts—Category B services | | |
| --- | --- | --- |
| Item | Score | Amount ($) |
| 1 | 40 | 1.87 |
| 2 | 50 | 2.11 |
| 3 | 60 | 6.10 |
| 4 | 70 | 10.29 |
| 5 | 80 | 14.48 |
| 6 | 90 | 18.66 |
| 7 | 100 | 30.34 |

12 Section 99 (table)

Repeal the table, substitute:

| Viability supplement equivalent amounts—Category C services | | |
| --- | --- | --- |
| Item | Score | Amount ($) |
| 1 | 50 | 4.55 |
| 2 | 55 | 6.82 |
| 3 | 60 | 10.21 |
| 4 | 65 | 12.47 |
| 5 | 70 | 18.21 |
| 6 | 75 | 22.69 |
| 7 | 80 | 28.35 |
| 8 | 85 | 34.07 |
| 9 | 90 | 39.73 |
| 10 | 95 | 44.26 |
| 11 | 100 | 49.94 |

13 Section 101 (table)

Repeal the table, substitute:

| Concessional resident equivalent amounts | | |
| --- | --- | --- |
| Item | Region in which multi‑purpose service is located | Amount ($) |
|  | New South Wales |  |
| 1 | Central Coast | 11.41 |
| 2 | Central West | 9.77 |
| 3 | Far North Coast | 10.38 |
| 4 | Hunter | 11.51 |
| 5 | Illawarra | 10.62 |
| 6 | Inner West | 11.89 |
| 7 | Mid North Coast | 10.89 |
| 8 | Nepean | 10.59 |
| 9 | New England | 7.01 |
| 10 | Northern Sydney | 6.84 |
| 11 | Orana Far West | 12.80 |
| 12 | Riverina Murray | 11.40 |
| 13 | South East Sydney | 11.08 |
| 14 | South West Sydney | 13.40 |
| 15 | Southern Highlands | 12.00 |
| 16 | Western Sydney | 10.70 |
|  | Victoria |  |
| 17 | Barwon South Western | 6.99 |
| 18 | Eastern Metro | 6.32 |
| 19 | Gippsland | 6.63 |
| 20 | Grampians | 11.67 |
| 21 | Hume | 6.77 |
| 22 | Loddon‑Mallee | 10.79 |
| 23 | Northern Metro | 10.70 |
| 24 | Southern Metro | 6.97 |
| 25 | Western Metro | 6.92 |
|  | Queensland |  |
| 26 | Brisbane North | 10.42 |
| 27 | Brisbane South | 11.15 |
| 28 | Cabool | 11.20 |
| 29 | Central West | 9.77 |
| 30 | Darling Downs | 12.03 |
| 31 | Far North | 10.44 |
| 32 | Fitzroy | 6.12 |
| 33 | Logan River Valley | 12.19 |
| 34 | Mackay | 10.45 |
| 35 | North West | 15.29 |
| 36 | Northern | 10.16 |
| 37 | South Coast | 11.51 |
| 38 | South West | 10.45 |
| 39 | Sunshine Coast | 7.05 |
| 40 | West Moreton | 11.69 |
| 41 | Wide Bay | 10.67 |
|  | South Australia |  |
| 42 | Eyre Peninsula | 13.87 |
| 43 | Hills, Mallee and Southern | 12.15 |
| 44 | Metropolitan East | 11.20 |
| 45 | Metropolitan North | 11.38 |
| 46 | Metropolitan South | 11.45 |
| 47 | Metropolitan West | 12.53 |
| 48 | Mid North | 11.42 |
| 49 | Riverland | 12.67 |
| 50 | South East | 11.25 |
| 51 | Whyalla, Flinders and Far North | 11.56 |
| 52 | Yorke Lower North and Barossa | 11.90 |
|  | Western Australia |  |
| 53 | Goldfields | 6.12 |
| 54 | Great Southern | 6.94 |
| 55 | Kimberley | 14.95 |
| 56 | Metropolitan East | 11.20 |
| 57 | Metropolitan North | 11.38 |
| 58 | Metropolitan South East | 11.45 |
| 59 | Metropolitan South West | 12.53 |
| 60 | Mid West | 13.65 |
| 61 | Pilbara | 14.70 |
| 62 | South West | 10.45 |
| 63 | Wheatbelt | 10.74 |
|  | Tasmania |  |
| 64 | North Western | 11.04 |
| 65 | Northern | 10.16 |
| 66 | Southern | 11.54 |
|  | Northern Territory |  |
| 67 | Alice Springs | 16.78 |
| 68 | Barkly | 19.21 |
| 69 | Darwin | 14.43 |
| 70 | East Arnhem | 19.21 |
| 71 | Katherine | 10.44 |
|  | Australian Capital Territory |  |
| 72 | Australian Capital Territory | 11.80 |

Part 2 – Other Measures

Aged Care (Subsidy, Fees and Payments) Determination 2014

14 Division 5 of Part 2 of Chapter 2

Repeal the Division

Schedule 2— Residential Care Subsidy for Pre- Entry Leave

Aged Care (Subsidy, Fees and Payments) Determination 2014

1. Section 10

Repeal the section, substitute:

**10 Basic subsidy amount for care recipients on pre‑entry leave**

The basic subsidy amount for a day for a care recipient who is on pre‑entry leave is nil.

Note: ***Pre‑entry leave*** is defined in subsection 42‑3(3) of the Act.

Schedule 3— Residential Care Subsidy for Pre- Entry Leave after amendments to *Aged Care Act 1997*

Aged Care (Subsidy, Fees and Payments) Determination 2014

1. Section 10

Repeal the section.

1. Subsection 52 (4)

Repeal the subsection.

1. Subsection 52 (4) (note)

Repeal the note.

1. Subsection 54 (2)

Repeal the subsection.

1. Subsection 54 (2) (note)

Repeal the note.