



Aged Care Legislation Amendment (Subsidies— COVID-19 Support Supplement and Workforce Continuity Funding Measures No. 2) Instrument 2020

I, Richard Colbeck, Minister for Aged Care and Senior Australians, make the following instrument.

Dated 17 September 2020

Richard Colbeck
Minister for Aged Care and Senior Australians

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1 Name

This instrument is the *Aged Care Legislation Amendment (Subsidies—COVID-19 Support Supplement and Workforce Continuity Funding Measures No. 2) Instrument 2020*.

2 Commencement

- (1) Each provision of this instrument 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
Provisions	Commencement	Date/Details
1. Sections 1 to 4 and anything in this instrument not elsewhere covered by this table	The day after this instrument is registered.	19 September 2020
2. Schedule 1	The day after this instrument is registered.	19 September 2020
3. Schedule 2, Part 1	Immediately after the commencement of the <i>Aged Care (Subsidy, Fees and Payments) Amendment (Cessation of Temporary Funding Increases) Determination 2020</i> .	1 September 2020
4. Schedule 2, Part 2	Immediately after the commencement of the <i>Aged Care (Transitional Provisions) (Subsidy and Other Measures) Amendment (Cessation of Temporary Funding Increases) Determination 2020</i> .	1 September 2020

Note: This table relates only to the provisions of this instrument as originally made.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

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

3 Authority

This instrument is made under the following:

- (a) the *Aged Care Act 1997*;
- (b) the *Aged Care (Transitional Provisions) 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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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—COVID-19 support supplement

Aged Care (Subsidy, Fees and Payments) Determination 2014

1 Section 4

Insert:

COVID-19 support payment period has the same meaning as in the *Subsidy Principles 2014*.

2 Division 6 of Part 4 of Chapter 2 (heading)

Omit “(for February 2020 payment period)”, substitute “(for COVID-19 support payment periods)”.

3 Section 64B

Repeal the section, substitute:

64B Amount of COVID-19 support supplement

The amount of the COVID-19 support supplement for a day in a COVID-19 support payment period mentioned in column 1 of an item of the following table, for a care recipient provided with residential care through a residential care service with a street address that has a Modified Monash Model classification mentioned in column 2 of the item, is the amount mentioned in column 3 of the item.

Amount of COVID-19 support supplement			
Item	Column 1 COVID-19 support payment period	Column 2 Modified Monash Model classification	Column 3 Amount (\$)
1	The payment period beginning on 1 February 2020	MMM 1	31.38
2	The payment period beginning on 1 February 2020	MMM 2, MMM 3, MMM 4, MMM 5, MMM 6 or MMM 7	47.07
3	The payment period beginning on 1 June 2020	MMM 1	32.48
4	The payment period beginning on 1 June 2020	MMM 2, MMM 3, MMM 4, MMM 5, MMM 6 or MMM 7	47.81

4 Section 91A

Repeal the section, substitute:

91A Amount of flexible care subsidy for COVID-19 support periods

- (1) Despite section 91, for a day in a COVID-19 support period, the amount of flexible care subsidy payable for the day in respect of flexible care that is provided through a multi-purpose service is the sum of:
- (a) the amount worked out under section 91 for the day and the service; and
 - (b) the amount worked out by multiplying:

- (i) the COVID-19 support supplement equivalent amount for the day and the service; and
- (ii) the number of high care places and low care places allocated in respect of the service.

(2) In this section:

COVID-19 support period: each of the following is a **COVID-19 support period**:

- (a) the period between 1 February 2020 and 29 February 2020;
- (b) the period between 1 June 2020 and 30 June 2020.

COVID-19 support supplement equivalent amount, for a day in a COVID-19 support period mentioned in column 1 of an item of the following table and a multi-purpose service with a street address that has a Modified Monash Model classification mentioned in column 2 of the item, means the amount mentioned in column 3 of the item.

COVID-19 support supplement equivalent amount			
Item	Column 1 COVID-19 support period	Column 2 Modified Monash Model classification	Column 3 Amount (\$)
1	The period between 1 February 2020 and 29 February 2020	MMM 1	31.38
2	The period between 1 February 2020 and 29 February 2020	MMM 2, MMM 3, MMM 4, MMM 5, MMM 6 or MMM 7	47.07
3	The period between 1 June 2020 and 30 June 2020	MMM 1	32.48
4	The period between 1 June 2020 and 30 June 2020	MMM 2, MMM 3, MMM 4, MMM 5, MMM 6 or MMM 7	47.81

Aged Care (Transitional Provisions) Principles 2014

5 Section 4

Insert:

COVID-19 support payment period has the same meaning as in the *Subsidy Principles 2014*.

6 Subdivision E of Division 8 of Part 3 of Chapter 2 (heading)

Omit “(for February 2020 payment period)”, substitute “(for COVID-19 support payment periods)”.

7 Section 64 (heading)

Omit “(for February 2020 payment period)”.

8 Section 64

Omit “the payment period beginning on 1 February 2020”, substitute “a COVID-19 support payment period”.

Aged Care (Transitional Provisions) (Subsidy and Other Measures) Determination 2014

9 Section 5

Insert:

COVID-19 support payment period has the same meaning as in the *Subsidy Principles 2014*.

10 Division 6 of Part 4 of Chapter 2 (heading)

Omit “(for February 2020 payment period)”, substitute “(for COVID-19 support payment periods)”.

11 Section 79B

Repeal the section, substitute:

79B Amount of COVID-19 support supplement

The amount of the COVID-19 support supplement for a day in a COVID-19 support payment period mentioned in column 1 of an item of the following table, for a care recipient provided with residential care through a residential care service with a street address that has a Modified Monash Model classification mentioned in column 2 of the item, is the amount mentioned in column 3 of the item.

Amount of COVID-19 support supplement			
Item	Column 1 COVID-19 support payment period	Column 2 Modified Monash Model classification	Column 3 Amount (\$)
1	The payment period beginning on 1 February 2020	MMM 1	31.38
2	The payment period beginning on 1 February 2020	MMM 2, MMM 3, MMM 4, MMM 5, MMM 6 or MMM 7	47.07
3	The payment period beginning on 1 June 2020	MMM 1	32.48
4	The payment period beginning on 1 June 2020	MMM 2, MMM 3, MMM 4, MMM 5, MMM 6 or MMM 7	47.81

Subsidy Principles 2014

12 Section 4

Insert:

COVID-19 support payment period: each of the following is a *COVID-19 support payment period*:

- (a) the payment period beginning on 1 February 2020;
- (b) the payment period beginning on 1 June 2020.

13 Subdivision F of Division 5 of Part 3 of Chapter 2 (heading)

Omit “(for February 2020 payment period)”, substitute “(for COVID-19 support payment periods)”.

14 Section 70AA (heading)

Omit “(for February 2020 payment period)”, substitute “(for COVID-19 support payment periods)”.

15 Section 70AA

Omit “the payment period beginning on 1 February 2020”, substitute “a COVID-19 support payment period”.

Schedule 2—Workforce continuity funding

Part 1—Amounts of viability and homeless supplements (for care recipients)

Aged Care (Subsidy, Fees and Payments) Determination 2014

1 Section 57 (table)

Repeal the table, substitute:

Amount of viability supplement—1997 scheme services			
Item	Degree of isolation of service	Number of places allocated in respect of service	Amount (\$)
1	Isolated Remote Area	less than 16	54.95
2	Isolated Remote Area	more than 15 but less than 30	33.78
3	Isolated Remote Area	30 or more	3.41
4	Remote Centre	less than 16	26.24
5	Remote Centre	more than 15 but less than 30	18.64
6	Remote Centre	30 or more	3.41
7	Rural Outside Large Centre	less than 16	11.05
8	Rural Outside Large Centre	more than 15 but less than 30	3.41
9	Rural Outside Large Centre	30 or more	3.41
10	An area not referred to in items 1 to 9	not applicable	3.41

2 Section 58 (table)

Repeal the table, substitute:

Amount of viability supplement—2001 scheme services		
Item	Score	Amount (\$)
1	40	3.41
2	50	3.82
3	60	11.05
4	70	18.64
5	80	26.24
6	90	33.78
7	100	54.95

3 Section 59 (table)

Repeal the table, substitute:

Amount of viability supplement—2005 scheme services		
Item	Score	Amount (\$)
1	50	8.25

Amount of viability supplement—2005 scheme services

Item	Score	Amount (\$)
2	55	12.36
3	60	18.49
4	65	22.59
5	70	32.97
6	75	41.07
7	80	51.33
8	85	61.68
9	90	71.92
10	95	80.13
11	100	90.42

4 Subsection 60(2)

Omit “\$2.63”, substitute “\$3.41”.

5 Section 60A (table)

Repeal the table, substitute:

Amount of viability supplement—2017 scheme services

Item	Score	Amount (\$)
1	50	11.20
2	55	14.92
3	60	20.45
4	65	24.17
5	70	33.59
6	75	44.81
7	80	57.63
8	85	68.51
9	90	79.26
10	95	87.87
11	100	98.67

6 Subsection 60B(4)

Omit “\$2.63”, substitute “\$3.41”.

7 Section 64

Omit “\$21.64”, substitute “\$28.03”.

8 Section 84A (table in the definition of *ARIA value viability supplement amount*)

Repeal the table, substitute:

Schedule 2 Workforce continuity funding

Part 1 Amounts of viability and homeless supplements (for care recipients)

ARIA value viability supplement amount		
Item	ARIA value	Amount (\$)
1	Less than 3.52	0.00
2	At least 3.52 but less than 4.67	7.28
3	At least 4.67 but less than 5.81	8.73
4	At least 5.81 but less than 7.45	12.21
5	At least 7.45 but less than 9.09	14.66
6	At least 9.09 but less than 10.55	20.52
7	At least 10.55	24.62

9 Section 84A (table in the definition of MMM classification viability supplement amount)

Repeal the table (including the note), substitute:

MMM classification viability supplement amount		
Item	Modified Monash Model classification	Amount (\$)
1	MMM 1	0.00
2	MMM 2	0.00
3	MMM 3	0.00
4	MMM 4	1.40
5	MMM 5	3.10
6	MMM 6	20.52
7	MMM 7	24.62

Note: In 2020, the Modified Monash Model classification for a suburb or locality was available at the Health Department's website <http://www.health.gov.au>.

10 Section 87 (table in the definition of ARIA value additional amount)

Repeal the table, substitute:

ARIA value additional amount		
Item	ARIA value	Amount (\$)
1	0 to 3.51 inclusive	0.00
2	3.52 to 4.66 inclusive	7.28
3	4.67 to 5.80 inclusive	8.73
4	5.81 to 7.44 inclusive	12.21
5	7.45 to 9.08 inclusive	14.66
6	9.09 to 10.54 inclusive	20.52
7	10.55 to 12 inclusive	24.62

11 Section 87 (table in the definition of MMM classification additional amount)

Repeal the table (including the note), substitute:

Workforce continuity funding **Schedule 2**
Amounts of viability and homeless supplements (for care recipients) **Part 1**

MMM classification additional amount		
Item	Modified Monash Model classification	Amount (\$)
1	MMM 1	0.00
2	MMM 2	0.00
3	MMM 3	0.00
4	MMM 4	1.40
5	MMM 5	3.10
6	MMM 6	20.52
7	MMM 7	24.62

Note: In 2020, the Modified Monash Model classification for a street address was available at the Health Department's website <http://www.health.gov.au>.

12 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	54.95
2	Isolated Remote Area	more than 15 but less than 30	33.78
3	Isolated Remote Area	more than 29	3.41
4	Remote Centre	less than 16	26.24
5	Remote Centre	more than 15 but less than 30	18.64
6	Remote Centre	more than 29	3.41
7	Rural Outside Large Centre	less than 16	11.05
8	Rural Outside Large Centre	more than 15 but less than 30	3.41
9	Rural Outside Large Centre	more than 29	3.41
10	An area not covered by items 1 to 9	not applicable	3.41

13 Section 98 (table)

Repeal the table, substitute:

Viability supplement equivalent amounts—Category B services		
Item	Score	Amount (\$)
1	40	3.41
2	50	3.82
3	60	11.05
4	70	18.64
5	80	26.24
6	90	33.78
7	100	54.95

Schedule 2 Workforce continuity funding

Part 1 Amounts of viability and homeless supplements (for care recipients)

14 Section 99 (table)

Repeal the table, substitute:

Viability supplement equivalent amounts—Category C services		
Item	Score	Amount (\$)
1	50	8.25
2	55	12.36
3	60	18.49
4	65	22.59
5	70	32.97
6	75	41.07
7	80	51.33
8	85	61.68
9	90	71.92
10	95	80.13
11	100	90.42

15 Section 99A (table)

Repeal the table, substitute:

Viability supplement equivalent amounts—Category D services		
Item	Score	Amount (\$)
1	50	8.25
2	55	12.36
3	60	18.49
4	65	22.59
5	70	32.97
6	75	41.07
7	80	51.33
8	85	61.68
9	90	71.92
10	95	80.13
11	100	90.42

Part 2—Amount of homeless supplement (for continuing care recipients)

Aged Care (Transitional Provisions) (Subsidy and Other Measures) Determination 2014

16 Section 79

Omit “\$21.64”, substitute “\$28.03”.