

**Aged Care Legislation Amendment (July Indexation) Instrument 2024**

I, Anika Wells, Minister for Aged Care, make the following instrument.

Dated 25 June 2024

Anika Wells

Minister for Aged Care

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**1 Name**

 This instrument is the *Aged Care Legislation Amendment (July Indexation) Instrument 2024.*

**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. The whole of this instrument | 1 July 2024 | 1 July 2024 |

Note: This table relates only to the provisions of this instrument as originally made.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 Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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—S****ubsidy paid under the *Aged Care Act 1997***

***Aged Care (Subsidy, Fees and Payments) Determination 2014***

**1 Amendments of listed provisions—increased amounts**

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

| **Amendments relating to increased amounts** |
| --- |
| **Item** | **Provision** | **Omit** | **Substitute** |
| 1 | Section 64ZJ | $13.62 | $14.11 |
| 2 | Paragraph 64ZK(a) | $21.58 | $22.36 |
| 3 | Paragraph 64ZK(b) | $24.24 | $25.11 |
| 4 | Section 64ZR | $7.75 | $7.99 |
| 5 | Subsection 70(1) | $13.62 | $14.11 |
| 6 | Subsection 70(2) | $17.03 | $17.64 |
| 7 | Paragraph 72(1)(a) | $21.58 | $22.36 |
| 8 | Paragraph 72(1)(b) | $24.24 | $25.11 |
| 9 | Subsection 72(2) | $26.98 for bolus feeding and $30.30 for non-bolus feeding | $27.95 for bolus feeding and $31.39 for non-bolus feeding |
| 10 | Paragraph 79(a) | $48,432.80 | $48,588.80 |
| 11 | Paragraph 79(b) | $62,727.60 | $62,883.60 |
| 12 | Paragraph 79(c) | $63,351.60 | $63,559.60 |
| 13 | Subparagraph 104(1)(b)(ii) | $17.34 | $17.88 |
| 14 | Subparagraph 104(2)(b)(ii) | $5.26 | $5.42 |
| 15 | Subsection 106(2) | $239.11 | $246.52 |
| 16 | Subsection 106(3) | $4.81 | $4.96 |
| 17 | Subsection 106B(2) | $239.11 | $246.52 |
| 18 | Subsection 106B(3) | $4.81 | $4.96 |

**2 Section 67 (table)**

Repeal the table, substitute:

| **Basic subsidy amount** |
| --- |
| **Item** | **Level of home care** | **Amount ($)** |
| 1 | Level 1 | 29.01 |
| 2 | Level 2 | 51.02 |
| 3 | Level 3 | 111.04 |
| 4 | Level 4 | 168.33 |

**3  Section 84A (table to the definition of *ARIA value viability supplement amount*)**

Repeal the table, substitute:

| **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 | 6.67 |
| 3 | At least 4.67 but less than 5.81 | 7.99 |
| 4 | At least 5.81 but less than 7.45 | 11.18 |
| 5 | At least 7.45 but less than 9.09 | 13.41 |
| 6 | At least 9.09 but less than 10.55 | 18.77 |
| 7 | At least 10.55 | 22.55 |

**4  Section 84A (table to the definition of *MMM classification viability supplement amount*)**

Repeal the table, 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 | 1.28 |
| 5 | MMM 5 | 2.84 |
| 6 | MMM 6 | 18.77 |
| 7 | MMM 7 | 22.55 |

Note:          In 2024, the Modified Monash Model classification for a suburb or locality was available at the Health Department’s website http://www.health.gov.au.

**5  Subsection 104(1) (table)**

Repeal the table, substitute:

| **Amount of flexible care subsidy** |
| --- |
| **Item** | **Column 1Approved provider** | **Column 2Amount ($)** |
| 1 | Multiple Sclerosis Society of Victoria | 77.56 |
| 2 | Helping Hand Aged Care Inc. | 70.36 |
| 3 | Senses Foundation Inc. | 88.08 |
| 4 | Li-Ve Tasmania | 79.64 |
| 5 | New Horizons Enterprises Limited | 81.89 |
| 6 | Uniting Church in Australia Property Trust (NSW) Springwood Retirement Village | 75.64 |

**6  Subsection 104(2) (table)**

Repeal the table, substitute:

| **Amount of flexible care subsidy** |
| --- |
| **Item** | **Column 1Approved provider** | **Column 2Amount ($)** |
| 1 | Riverland Mallee Coorong Local Health Network Incorporated |  39.52  |

**Schedule 2—Subsidy paid under the *Aged Care (Transitional Provisions) Act 1997***

***Aged Care (Transitional Provisions) Principles 2014***

**1 Section 67E (table)**

**Repeal the table, substitute:**

| **Basic subsidy amount** |
| --- |
| **Item** | **Level of home care** | **Amount ($)** |
| 1 | Level 1 | 29.01 |
| 2 | Level 2 | 51.02 |
| 3 | Level 3 | 111.04 |
| 4 | Level 4 | 168.33 |

**2  Section 67N**

Omit “$3.23”, substitute “$3.33”.

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

**3 Amendments of listed provisions—increased amounts**

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

| **Amendments relating to increased amounts** |
| --- |
| **Item** | **Provision** | **Omit** | **Substitute** |
| 1 | Section 91C | $13.62 | $14.11 |
| 2 | Paragraph 91D(a) | $21.58 | $22.36 |
| 3 | Paragraph 91D(b) | $24.24 | $25.11 |
| 4 | Section 91P | $7.75 | $7.99 |

**Schedule 3—Other amendments**

***User Rights Principles 2014***

**1 Subsection 21KA(1) (table)**

Repeal the table, substitute:

| **Maximum daily prices for care management and package management** |
| --- |
| **Item** | **If, on the day, the care recipient’s level of care as a prioritised home care recipient determined under subsection 23B‑1(1) of the Act is …** | **the maximum price for care management for the day for the care recipient is … ($)** | **and the maximum price for package management for the day for the care recipient is … ($)** |
| 1 | Level 1 | 5.80 | 4.35 |
| 2 | Level 2 | 10.20 | 7.65 |
| 3 | Level 3 | 22.20 | 16.65 |
| 4 | Level 4 | 33.66 | 25.24 |