

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

SMC  
H. 100

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35

**MAJORITY**

Date: 6/14/19

(Filing No. S-215)

**HEALTH AND HUMAN SERVICES**

Reproduced and distributed under the direction of the Secretary of the Senate.

**STATE OF MAINE**

**SENATE**

**129TH LEGISLATURE**

**FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 137, L.D. 459, Bill, "An Act To Include Homelessness in the Laws Governing Emergency General Assistance"

Amend the bill by striking out the title and substituting the following:

**'An Act Regarding Presumptive Eligibility and Homelessness under the General Assistance Laws'**

Amend the bill in section 1 in subsection 5-A in the 2nd line (page 1, line 4 in L.D.) by striking out the following: "has no permanent or safe housing including when a person or household"

Amend the bill by inserting after section 2 the following:

**'Sec. 3. 22 MRSA §4309, sub-§5** is enacted to read:

**5. Presumptive eligibility.** The overseer in a municipality shall presume eligibility to receive general assistance of a person who is provided shelter in an emergency shelter for the homeless located in that municipality. After 30 days, that person's eligibility must be redetermined. When presumptive eligibility is determined under this subsection, no other municipality may be determined to be the municipality of responsibility during that 30-day period.

**Sec. 4. 22 MRSA §4311, sub-§1-D** is enacted to read:

**1-D. Reimbursement for homeless shelter costs.** After a person has been homeless or living in an emergency shelter for the homeless for 90 consecutive nights, the department shall reimburse a municipality for 100% of any future direct costs of benefits or costs of providing shelter for that person. The department shall determine, by rule, how to establish and verify that a person has been continuously homeless for 90 days.

**Sec. 5. Work group.** The Department of Health and Human Services shall convene a work group of stakeholders to study the municipal general assistance program established in the Maine Revised Statutes, Title 22, chapter 1161 to determine more efficient methods of distributing general assistance benefits to individuals, review differential effects on service center municipalities and other municipalities of providing

**COMMITTEE AMENDMENT**

1 general assistance, devise equitable methods of establishing the municipality of  
2 responsibility and develop services to reduce homelessness and reliance on homeless  
3 shelters. The stakeholders must include, but are not limited to, the Maine State Housing  
4 Authority and organizations representing mayors, municipalities, general assistance  
5 providers, clients of services and other appropriate persons. The department shall report  
6 its findings, together with recommendations and any suggested legislation, to the Joint  
7 Standing Committee on Health and Human Services no later than January 2, 2020.'

8 Amend the bill by relettering or renumbering any nonconsecutive Part letter or  
9 section number to read consecutively.

10 **SUMMARY**

11 This amendment, which is the majority report of the committee, changes the  
12 definition of "homelessness" in the bill to remove references to a need for permanent or  
13 safe housing. It adds a requirement for the Department of Health and Human Services to  
14 reimburse a municipality 100% of direct general assistance costs after a person has spent  
15 90 consecutive nights homeless or in an emergency shelter for the homeless. It also  
16 establishes presumptive eligibility for general assistance for 30 days for persons who are  
17 provided shelter at emergency shelters for the homeless and specifies that no other  
18 municipality may be determined to be the municipality of responsibility during that 30-  
19 day period. It also requires the Department of Health and Human Services to establish a  
20 work group of stakeholders to examine the municipal general assistance program and  
21 report findings to the Joint Standing Committee on Health and Human Services no later  
22 than January 2, 2020.

23 **FISCAL NOTE REQUIRED**

24 (See attached)



# 129th MAINE LEGISLATURE

LD 459

LR 937(02)

**An Act To Include Homelessness in the Laws Governing Emergency General Assistance**

**Fiscal Note for Bill as Amended by Committee Amendment 1A(5-215)**  
**Committee: Health and Human Services**  
**Fiscal Note Required: Yes**

---

## Fiscal Note

Current biennium cost increase - General Fund

### Fiscal Detail and Notes

This bill establishes presumptive eligibility for general assistance (GA) for 30 days for persons who are provided shelter at emergency shelters for the homeless. Additionally, the bill requires the Department of Health and Human Services (DHHS) to reimburse municipalities 100% of direct GA costs after a person has spent 90 consecutive nights homeless. This will potentially increase assistance payments made by municipalities and increase amounts reimbursed to municipalities by the DHHS. A more precise estimate of the fiscal impact is not possible because recipient data related to number of months on assistance, amounts paid to each recipient, number of recipients who return and the frequency of homelessness resides at the municipal level and varies over time.

Any additional costs to the Department of Health and Human Services to convene a workgroup to examine the GA program and report back to the legislature are expected to be minor and can be absorbed within existing budgeted resources.