

MAINE STATE LEGISLATURE

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(Filing No. S-302)

HEALTH AND HUMAN SERVICES

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STATE OF MAINE

SENATE

132ND LEGISLATURE

FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to S.P. 584, L.D. 1443, "An Act to Ensure the Financial Stability of Behavioral Health Service Providers and Housing Assistance Providers"

Amend the bill by striking out everything after the enacting clause and before the emergency clause and inserting the following:

'Sec. 1. 22-A MRSA §214, sub-§1, ¶A-1 is enacted to read:

A-1. "In good standing" means that a service provider has successfully complied with the terms and conditions of its most recent contract with the department and has no unresolved or outstanding compliance concerns.

Sec. 2. 22-A MRSA §214, sub-§1, ¶C is enacted to read:

C. "Previous contract rate" means the payment rate or structure established under the most recent contract between a service provider and the department.

Sec. 3. 22-A MRSA §214, sub-§1, ¶D is enacted to read:

D. "Service provider" means an entity, including, but not limited to, a private or nonprofit behavioral health agency, housing assistance provider or other nonprofit organization that contracts with the department to provide services.

Sec. 4. 22-A MRSA §214, sub-§5 is enacted to read:

5. Contract extensions. The department shall include language in its contracts with service providers providing that, in the event of a delay in the finalization of a noncompetitively procured contract renewal, as long as the delays are solely the result of department or state administrative procurement processes, the value of the renewal contract meets the review threshold of the State Procurement Review Committee as set forth in Title 5, section 1824-B and the service provider remains in good standing with the department, the department must offer the service provider the option of extending the contract for up to 6 months at the previous contract rate and terms until the renewal of the contract is finalized.

1 **Sec. 5. Appropriations and allocations.** The following appropriations and
2 allocations are made.

3 **HEALTH AND HUMAN SERVICES, DEPARTMENT OF**

4 **Department of Health and Human Services Central Operations 0142**

5 Initiative: Establishes one Management Analyst II position to develop and administer a
6 contract extension process for service providers and provides funding for related All Other
7 costs.

8	GENERAL FUND	2025-26	2026-27
9	POSITIONS - LEGISLATIVE COUNT	1,000	1,000
10	Personal Services	\$68,141	\$71,306
11	All Other	\$4,789	\$4,789
12			
13	GENERAL FUND TOTAL	\$72,930	\$76,095

15	OTHER SPECIAL REVENUE FUNDS	2025-26	2026-27
16	Personal Services	\$35,103	\$36,733
17	All Other	\$3,339	\$3,376
18			
19	OTHER SPECIAL REVENUE FUNDS TOTAL	\$38,442	\$40,109

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

23 **SUMMARY**

24 This amendment requires the Department of Health and Human Services to include
25 language in its contracts with service providers providing that, in the event of a delay in
26 finalization of a noncompetitively procured contract renewal, as long as the delays are
27 solely the result of department or state administrative procurement processes, the value of
28 the renewal contract meets the review threshold of the State Procurement Review
29 Committee as set forth in the Maine Revised Statutes, Title 5, section 1824-B and the
30 service provider remains in good standing with the department, the department must offer
31 the service provider the option of extending the contract for up to 6 months at the previous
32 contract rate and terms until the renewal of the contract is finalized.

33 **FISCAL NOTE REQUIRED**

34 (See attached)

**132nd MAINE LEGISLATURE****LD 1443****LR 1363(02)****An Act to Ensure the Financial Stability of Behavioral Health Service Providers and Housing Assistance Providers**

Fiscal Note for Bill as Amended by Committee Amendment "A" (S-302)
Committee: Health and Human Services
Fiscal Note Required: Yes

Fiscal Note

	FY 2025-26	FY 2026-27	Projections FY 2027-28	Projections FY 2028-29
Net Cost (Savings)				
General Fund	\$72,930	\$76,095	\$78,469	\$80,623
Appropriations/Allocations				
General Fund	\$72,930	\$76,095	\$78,469	\$80,623
Other Special Revenue Funds	\$38,442	\$40,109	\$41,361	\$42,497

Fiscal Detail and Notes

The bill includes ongoing General Fund appropriations to the Department of Health and Human Services of \$72,390 in fiscal year 2025-26 and \$76,095 in fiscal year 2026-27 for one Management Analyst II position to administer a contract extension process for service providers. Other Special Revenue funds allocations are also included for federal matching funds.