

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND SEVENTH LEGISLATURE

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Legislative Document

No. 98

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S. P. 46

In Senate, January 7, 1975

Referred to Committee on Health and Institutional Services. Sent down for concurrence and ordered printed.

HARRY N. STARBRANCH, Secretary

Presented by Senator Hichens of York.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-FIVE

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**AN ACT** Concerning Residence Facilities of State Patients Released into  
the Community.

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Be it enacted by the People of the State of Maine, as follows:

34 MRSA, § 2105 is enacted to read:

§ 2105. Adequate community residence for discharged mentally ill or mentally retarded patients

The head of any state hospital or institution which cares for persons who are mentally ill or mentally retarded shall determine prior to discharge of any patient whether or not the patient has an adequate residential facility available to him in the community into which he will be released. He shall not discharge the patient until he determines that the patient has a reasonable opportunity to obtain a proper residence in that community.

STATEMENT OF FACT

The purpose of this Act is to prevent a patient from a state hospital or facility for the mentally retarded from being released into a community where he will not be properly cared for.