

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)

1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 800

7 S.P. 255

In Senate, February 16, 1983

8 Referred to the Committee on Health and Institutional Services, sent
9 down for concurrence and ordered printed.

10 JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator Bustin of Kennebec.

Cosponsors: Senator Gill of Cumberland, Representative Nelson of
11 Portland and Representative Brannigan of Portland.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-THREE
16

17 AN ACT to Amend the Adult Protective
18 Services Act.
19

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

22 22 MRSA c. 958-A, sub-c.III is enacted to read:

23 SUBCHAPTER III

24 PLACEMENT AND THERAPEUTIC SERVICES FOR
25 NONRETARDED DEPENDENT AND INCAPACITATED ADULTS

26 §3488. Placement

27 When it has been determined that an incapacitated
28 or dependent adult is in need of placement in a non-
29 medical licensed or approved facility and the cost of
30 placement, in whole or in part, is state funded, the
31 adult shall be assessed prior to placement for the
32 purpose of identifying the needed level of care.

1 §3489. Levels

2 There shall be 4 levels of placement available
3 for dependent or incapacitated adults.

4 1. Level one. The adult presents no significant
5 management problems and has activity for daily living
6 needs which are consistent with mental illness in
7 remission.

8 2. Level 2. The adult may exhibit psychosis
9 which is manageable with medication and may pose
10 occasional behavioral problems of limited duration.

11 3. Level 3. The adult may exhibit inappropriate
12 social and emotional behavior and may intermittently
13 present self-abusive, destructive or aggressive
14 behavior.

15 4. Level 4. The adult presents significant
16 mental health or substance abuse problems and is in
17 need of intensive services, including therapy.

18 §3490. Therapeutic services

19 In addition to care and maintenance, a group of
20 alternative care services shall be available to pre-
21 serve or improve an incapacitated or dependent
22 adult's physical and mental functioning and independ-
23 ence. Care, maintenance and services shall be pro-
24 vided according to individual study plans.

25 §3491. Reimbursement to facilities providing
26 therapeutic services

27 Facilities provide level 3 care shall be eligible
28 for a 40% rate increase above the rate established
29 for the facility and in accordance with section 7907,
30 or \$120 a month, whichever is the lesser amount.
31 Facilities providing level 4 care shall be eligible
32 for a 50% rate increase above the rate established
33 for the facility and in accordance with section 7907,
34 or \$150 a month, whichever is the lesser amount.

35 §3492. Training team

