

MAINE STATE LEGISLATURE

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(EMERGENCY)

(New Draft of S.P. 216, L.D. 653)
(New Title)

FIRST REGULAR SESSION

ONE HUNDRED AND ELEVENTH LEGISLATURE

Legislative Document

No. 1614

S.P. 555

In Senate, May 13, 1983

Reported by Senator Hayes of Penobscot from the Joint Select
Committee on Alcoholism Services and printed under Joint Rule 2.

Original bill presented by Senator Bustin of Kennebec. Cosponsored by
Representative Rolde of York, Representative Kelly of Camden and
Representative Joseph of Waterville.

JOY J. O'BRIEN, Secretary of the Senate

STATE OF MAINE

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

AN ACT Making Allocations Related to the
Alcoholism Prevention, Education, Treatment
and Research Fund for the Expenditures of
State Government for the Fiscal Year
Ending June 30, 1984.

Emergency preamble. Whereas, Acts of the Legis-
lature do not become effective until 90 days after
adjournment unless enacted as emergencies; and

Whereas, the 90-day period will not terminate
until after the beginning of the next fiscal year;
and

Whereas, certain obligations and expenses inci-
dent to the operation of the departments will become
due and payable on or immediately after July 1, 1983;
and

1 Whereas, in the judgment of the Legislature,
 2 these facts create an emergency within the meaning of
 3 the Constitution of Maine and require the following
 4 legislation as immediately necessary for the preser-
 5 vation of the public peace, health and safety; now,
 6 therefore,

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

9 Sec. 1. 22 MRSA §7116, sub-§6 is enacted to
 10 read:

11 6. Denial of treatment services. No person,
 12 firm or corporation licensed by the Department of
 13 Human Services as an alcohol or drug treatment facil-
 14 ity, under Title 22, section 8001, to provide shelter
 15 or detoxification service, and which receives any
 16 funds administered by the department, shall deny
 17 treatment to any person because of that person's
 18 inability or failure to pay any assessed fees.

19 Sec. 2. Allocation. The following funds are
 20 allocated from the Alcoholism Prevention, Education,
 21 Treatment and Research Fund for the fiscal year
 22 ending June 30, 1984.

23		<u>1983-84</u>
24	<u>CORRECTIONS, DEPARTMENT OF</u>	
25	Positions	(4)
26	Personal Services	\$ 72,266
27	All Other	165,462

28	<u>EDUCATIONAL AND CULTURAL</u>	
29	<u>SERVICES, DEPARTMENT OF</u>	
30	Positions	(10)
31	Personal Services	\$242,006
32	All Other	118,734
33	Capital Expenditures	14,173

34 HUMAN SERVICES,
 35 DEPARTMENT OF

1	All Other	\$1,672,216
2	Alcoholism Treatment and	
3	Service Agencies	
4	Region I	
5	Southern Regional Alco-	
6	holism and Drug Abuse	
7	Council, Inc.	\$ 1,000
8	Bath/Brunswick Mental	
9	Health Full Circle	1,000
10	Merrymeeting House	110,780
11	Community Alcoholism	
12	Orientation	
13	House-Serenity House	42,800
14	Community Schools, Inc.	1,000
15	Day One	42,490
16	Diocesan Human Relations	
17	Community Alcoholism Ser-	
18	vice	100,000
19	Milestone Foundation,	
20	Inc.	63,930
21	Pine Tree Alcoholism	
22	Treatment Center for	
23	Women-Crossroads	79,700
24	Twenty-Four Hour Club	106,150
25	Waldo County Committee	
26	for Social Action	
27	CHOICE/SKYWARD	161,560
28	Western Maine Counseling	
29	Service	3,660
30	York County Alcoholism	
31	Shelter, Inc.	28,530

1	York County Counseling	
2	Services	65,360
3	Cumberland County Sheriff	
4	Department	6,800
5	Region II	
6	Western Regional Council	
7	on Alcohol Abuse and	
8	Alcoholism, Inc.	\$ 1,000
9	Diocesan Human Relations	
10	Fellowship Halfway House	37,400
11	Fellowship House	102,140
12	St. Mary's General Hospi-	
13	tal	11,030
14	Tri-County Mental Health	46,000
15	YWCA - Auburn	1,000
16	Region III	
17	Kennebec-Somerset Alco-	
18	holism and Drug Abuse	
19	Council	\$ 1,000
20	Kennebec Valley Regional	
21	Health Agency	219,290
22	Region IV	
23	Eastern Regional Council	
24	on Alcohol and Drug Abuse	\$ 1,000
25	Bangor Halfway House	99,800
26	Downeast Community Hospi-	
27	tal	3,860
28	Eastern Maine Medical	
29	Center Outpatient	17,350
30	Residential	24,500

1	Hope House	92,470
2	Mayo Regional Hospital	5,200
3	Passamaquoddy Indian	
4	Township Alcohol Service	11,000
5	Penobscot Indian Nation	10,800
6	Pleasant Point Alcoholism	
7	Services	5,900
8	Project Atrium, Inc.	1,000
9	Project Hancock	15,400
10	Central Maine Indian	
11	Association	6,816
12	Community Health and	
13	Counseling Services	6,800
14	Maine AFL-CIO	6,800
15	Region V	
16	Aroostook Alcoholism	
17	Council	\$ 1,000
18	Aroostook Mental Health	
19	Center	123,040
20	Houlton Band of Maliseet	
21	Indians	3,860
22	Aroostook County Action	
23	Program (Reserved)	1,000
24	STATEWIDE	
25	National Council on Alco-	
26	holism	1,000
27	<u>MENTAL HEALTH AND MENTAL</u>	
28	<u>RETARDATION, DEPARTMENT OF</u>	

1 All Other \$ 246,526
2 Total \$2,531,383

3 Sec. 3. Coordination. The Department of Correc-
4 tions, Department of Educational and Cultural Ser-
5 vices, Department of Human Services and Department of
6 Mental Health and Mental Retardation shall coordinate
7 to the greatest extent possible their goals, educa-
8 tion, treatment, training, prevention and research
9 programs. Before expending any education and train-
10 ing funds, a department shall submit the plans for
11 the program to the Alcohol and Drug Planning Commit-
12 tee established by the Legislature to ensure coordi-
13 nation of policy and service.

14 Sec. 4. Accountability. The Alcohol and Drug
15 Planning Committee shall report to the Legislature on
16 or before the first day of the next regular session
17 the actions taken by the departments pursuant to the
18 allocations contained in this Act. The report shall
19 include a description of each program and actions
20 taken expending funds for alcoholism prevention,
21 training, education, treatment and research. The
22 funds expended shall be identified as to source
23 whether federal, state or private grants. In addi-
24 tion, the committee shall provide a report on drug
25 abuse, including a description of all programs and
26 expenditures of all funds. The reports may include
27 recommendations and outline issues which the Legis-
28 lature and the departments and the committee may wish
29 to address.

30 Sec. 5. Adjustments to allocations. Allocations
31 may be increased or adjusted by the State Budget
32 Officer with the approval of the Governor to specifi-
33 cally cover those adjustments determined to be neces-
34 sary under any salary plan approved by the Legis-
35 lature and those reclassifications/range changes
36 which have been approved by the Department of Person-
37 nel and submitted for legislative review prior to the
38 effective date of this Act.

39 Allocations may also be increased or adjusted by
40 the State Budget Officer, with the approval of the
41 Governor, for the purpose of utilizing Personal Ser-
42 vices allocations within the All Other expenditure

1 category, in the Department of Corrections.

2 Sec. 6. Encumbered balances at year end. At the
3 end of each fiscal year, all encumbered balances
4 shall not be carried more than once.

5 Emergency clause. In view of the emergency
6 cited in the preamble, this Act shall take effect
7 July 1, 1983.

8 STATEMENT OF FACT

9 This new draft changes total allocations for each
10 department. It allocates funds for fiscal year
11 1983-84 only. Amounts allocated do not represent the
12 total budget for service agencies funded by the
13 Department of Human Services but only the allocation
14 from the Alcoholism Prevention, Education, Treatment
15 and Research Fund. Eighty-five thousand dollars has
16 been held in reserve. Fifty thousand dollars has
17 been reserved for later allocation to the Alcohol and
18 Drug Planning Committee to be established by subse-
19 quent legislation.

20 The new draft prohibits denial of treatment
21 solely because the individual fails to pay any fee,
22 assessment or contribution which may be charged or
23 requested by an approved treatment facility or any
24 treatment program receiving funds.

25 The new draft provides a measure of flexibility
26 to the Department of Corrections. In the event that
27 a personal services vacancy occurs and the vacancy
28 was unable to be filled within a reasonable period of
29 time, the department would be able to transfer per-
30 sonal services' funds to the All Other category and
31 provide services with a professional services con-
32 tract. This provides for a continuation of services
33 without disruption.

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