

# MAINE STATE LEGISLATURE

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L.D. 605

(Filing No. H-205 )

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
112TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 425, L.D. 605,  
Bill, "AN ACT Relating to Contracts for Children's  
Placement at Residential Treatment Facilities."

Amend the Bill by striking out all of the title  
and inserting in its place the following: 'AN ACT Re-  
lating to the Interdepartmental Committee and Chil-  
dren's Residential Treatment Centers.'

Further amend the Bill by striking out everything  
after the enacting clause and inserting in its place  
the following:

'Sec. 1. 5 MRSA §12004, sub-§10, ¶A, sub-¶(51-A)  
is enacted to read:

(51-A)	<u>Mental Health</u> & <u>Retardation</u>	<u>Resident</u> <u>Treatment</u> <u>Centers</u> <u>Advisory</u> <u>Group</u>	<u>Not Author-</u> <u>ized</u>	<u>22 MRSA</u> <u>§8154</u>
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Sec. 2. 22 MRSA c. 1670 is enacted to read:

CHAPTER 1670

INTERDEPARTMENTAL COMMITTEE RELATING TO  
CHILDREN'S RESIDENTIAL TREATMENT CENTERS

§8151. Interdepartmental committee created

There is established an interdepartmental commit-  
tee known as the Children's Residential Treatment  
Committee, to jointly develop and coordinate the  
State's role in contracting for the placement and  
treatment of children in residential treatment cen-  
ters. The committee shall be composed of the Commis-

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1 sioner of Educational and Cultural Services; the Com-  
2 missioner of Human Services; the Commissioner of Men-  
3 tal Health and Mental Retardation; and the Commis-  
4 sioner of Corrections, or their designees.

5 §8152. Duties

6 The Children's Residential Treatment Committee  
7 shall develop and promulgate rules to:

8 1. Policy. Develop an overall state policy for  
9 treatment of children in need of placement in resi-  
10 dential treatment centers;

11 2. Need. Determine the need for the number of  
12 placement of children in residential treatment cen-  
13 ters;

14 3. Contract procedures. Develop contract proce-  
15 dures for the provision of these services by nonstate  
16 agencies; and

17 4. Rates. Establish rates for the placement of  
18 children in residential treatment centers.

19 §8153. Contracts

20 Any contracts entered into by the State on the  
21 placement of children into residential treatment cen-  
22 ters must state the reasons for the number of chil-  
23 dren being contracted for and the basis for the rate  
24 established for payment.

25 §8154. Residential Treatment Centers Advisory Group

26 The Residential Treatment Centers Advisory Group  
27 as established by Title 5, section 12004, subsection  
28 10, shall consist of a representative from each resi-  
29 dential treatment center and 2 members who represent  
30 community mental health services. All members shall  
31 be selected annually by the committee. The committee  
32 shall meet with the advisory group to review rate and

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1 placement policies and procedures. At least one meet-  
2 ing shall be held prior to May of each year.'

3 STATEMENT OF FACT

4 This amendment replaces the original bill. It  
5 provides a statutory framework for the interdepart-  
6 mental committee that has been coordinating the ef-  
7 forts of the Department of Educational and Cultural  
8 Services; the Department of Human Services; the De-  
9 partment of Mental Health and Mental Retardation; and  
10 the Department of Corrections in contracting with  
11 children's residential treatment centers. This amend-  
12 ment also establishes statutory duties for that com-  
13 mittee and creates an advisory group to meet with the  
14 committee at least once every year. When the commit-  
15 tee is operating in its capacity under this law it  
16 shall be designated as the Children's Residential  
17 Treatment Committee. That designation will distin-  
18 guish this committee from any other interdepartmental  
19 efforts in other subject areas.

20

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Reported by the Committee on Human Resources  
Reproduced and distributed under the direction of the  
Clerk of the House

5/28/85

(Filing No. H-205)