

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 422

H.P. 323 House of Representatives, February 19, 1987
Reference to the Committee on Human Resources suggested
and ordered printed.

EDWIN H. PERT, Clerk
Presented by Representative ROLDE of York.

Cosponsored by Representatives FOSTER of Ellsworth, CLARK
of Brunswick and Senator GILL of Cumberland.

STATE OF MAINE

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

1 AN ACT to Streamline the Delivery of
2 Residential Treatment Services to
3 Children in Need.
4

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

7 Sec. 1. 22 MRSA §8152, as enacted by PL 1985, c.
8 274, §2, is repealed and the following enacted in its
9 place:

10 §8152. Responsibilities

11 The responsibilities of the Children's Residen-
12 tial Treatment Committee shall be as follows.

13 1. Planning. The committee, in cooperation with
14 the Residential Treatment Centers Advisory Group,

1 shall develop overall state policies and a plan for
2 provision of treatment for children in need of place-
3 ment in residential treatment centers.

4 2. Placements. The committee shall, on the ba-
5 sis of the plan, determine the current and future
6 need for and number of slots for placement of chil-
7 dren in residential treatment centers.

8 3. Contract procedures. The committee shall de-
9 velop contract procedures for the provision of these
10 services by community-based, private nonprofit
11 provider agencies. The procedures shall include a
12 provision stating that if negotiated contracts are
13 not signed by July 1st of the fiscal year of service,
14 an automatic increase or decrease, based on Data Re-
15 sources, Inc., on July 1st of that year shall become
16 immediately effective, and shall remain in effect un-
17 til a final negotiated rate is determined. Any con-
18 tracts entered into by the State on the placement of
19 children into residential treatment centers must
20 state the reasons for the number of children being
21 contracted for and the basis for the rate established
22 for payment.

23 4. Rates. Rates shall be established based upon
24 the procedures developed as a result of joint plan-
25 ning by the Children's Residential Treatment Commit-
26 tee and the Residential Treatment Centers Advisory
27 Group, put into effect by July 1, 1987.

28 5. Rules. The committee shall be responsible
29 for developing and promulgating rules concerning sub-
30 sections 1 to 4.

31 Sec. 2. 22 MRSA §8153, as enacted by PL 1985, c.
32 274, §2, is repealed.

33 Sec. 3. 22 MRSA §8154, as enacted by PL 1985, c.
34 274, §2, is repealed and the following enacted in its
35 place:

36 §8154. Residential Treatment Centers Advisory Group

37 The Residential Treatment Centers Advisory Group,
38 as established by Title 5, section 12004, subsection
39 10, shall consist of a representative from each resi-

1 dential treatment center and 2 members who represent
2 community mental health services. Additional members
3 may be added at the request of the Children's Resi-
4 dential Treatment Committee. All members shall be se-
5 lected annually by July 1st by the committee. The
6 committee shall meet with the advisory group at least
7 4 times each year to review rate and placement poli-
8 cies and procedures.

9

STATEMENT OF FACT

10 This bill amends current laws governing the role,
11 responsibilities and interrelationship of the Inter-
12 departmental Committee, the Children's Residential
13 Treatment Committee and the Residential Treatment
14 Centers Advisory Group. These changes clearly speci-
15 fy responsibilities for planning, placements and tim-
16 ing of contract negotiations.

17 Maine's 3 residential treatment centers, Sweetser
18 Children's Home, Saco; The Spurwink School, Portland;
19 The Homestead Project, Inc., Ellsworth, operate under
20 contract with 4 state departments, a cumbersome and
21 time-consuming arrangement. These changes are in-
22 tended to streamline the process while more clearly
23 delineating roles and responsibilities.

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