

MAINE STATE LEGISLATURE

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(Governor's Bill)
FIRST REGULAR SESSION
ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

No. 1765

S.P. 602

In Senate, June 5, 1987

Under Suspension of the Rules, Read Twice and Passed to be Engrossed without reference to a Committee. Sent Down for Concurrence.

JOY J. O'BRIEN, Secretary of the Senate
Presented by Senator GILL of Cumberland.

Cosponsored by Representative MELENDY of Rockland,
Representative THISTLE of Dover-Foxcroft, Representative
GREENLAW of Standish.

STATE OF MAINE

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

1 AN ACT to Amend the Law Pertaining to the
2 Department of Corrections'
3 Responsibility to Pay the Board, Care
4 and Mental Health Treatment Costs of
5 State Agency Clients in Residential
6 Placements.
7

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

10 34-A MRSA §1206, sub-§4, as enacted by PL 1985,
11 c. 789, §§6 and 9, is amended to read:

12 4. Payment for state agency clients. The com-
13 missioner shall authorize payment of approved board,
14 care and mental health treatment costs for all state
15 agency clients in the care or custody of the depart-

1 ment who are placed for other than educational
2 purposes in residential placements, as defined in Ti-
3 tle 20-A, section 1, subsection 24-A, to the extent
4 of funds appropriated by the Legislature for this
5 purpose. In no event may those payments be autho-
6 rized in excess of funds appropriated for those
7 costs.

8 STATEMENT OF FACT

9 The current law governing the Department of Cor-
10 rections' responsibility to pay for the board, care
11 and mental health treatment costs for all state agen-
12 cy clients who are in the care or custody of the de-
13 partment and are in residential placements, inadver-
14 tently includes those clients who are placed for edu-
15 cational reasons. This section was enacted as the
16 result of the last legislative session, and is not
17 consistent with legislative intent to have it apply
18 only to placements for noneducational reasons.

19 This bill clarifies that the intent of recent
20 legislation pertaining to the Department of Correc-
21 tions' responsibility to pay the board, care and men-
22 tal health treatment costs of state agency clients in
23 residential placements, applies only to those place-
24 ments made for noneducational reasons.

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