

MAINE STATE LEGISLATURE

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R.O.S.

1 L.D. 2091
2 (Filing No. S-390)

3 STATE OF MAINE
4 SENATE
5 113TH LEGISLATURE
6 SECOND REGULAR SESSION

7 COMMITTEE AMENDMENT "A " to S.P. 794, L.D. 2091,
8 Bill, "AN ACT to Extend Entitlement Programs."

9 Amend the bill by striking out all of the title
10 and inserting in its place the following:

11 'AN ACT to Establish a Pilot Program for
12 Transitional Services for Department of Mental Health
13 and Mental Retardation Clients Between the Ages of 20
14 and 26.'

15 Further amend the bill by striking out everything
16 after the enacting clause and inserting in its place
17 the following:

18 'Sec. 1. 34-B MRSA §5609 is enacted to read:

19 §5609. Habilitation and vocational rehabilitation
20 services

21 1. Habilitation services. The Department of
22 Mental Health and Mental Retardation, through the
23 Bureau of Mental Retardation, and the Department of
24 Human Services, through the Bureau of Rehabilitation,
25 shall provide, to the extent of the resources
26 available, for those habilitation and vocational
27 rehabilitation services, defined in Title 22, section
28 3054, subsection 8, and any other service, including,
29 but not limited to, supported employment including
30 work in rehabilitation facilities and work centers, as
31 defined in Title 5, chapter 155, subchapter II; job
32 coaching; transportation, recreational and leisure

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1 services; and respite or day programs designed in
2 consultation with an interdisciplinary team, as
3 defined in section 5461, subsection 7, in order to
4 make available to clients, as defined in section 5461,
5 subsection 2, services that are otherwise not
6 obtainable, in the following order of priority:

7 A. Those clients living at home or in
8 unsubsidized foster care who are between the ages
9 of 20 and 26 and are not receiving any day
10 program; and

11 B. All other clients who are between the ages of
12 20 and 26 and are not receiving an appropriate day
13 program.

14 For purposes of this section, an interdisciplinary
15 team shall include the client and a member of the
16 client's family or the client's guardian.

17 2. Payment for service. The Bureau of Mental
18 Retardation shall establish a voucher system to allow
19 the interdisciplinary team to incorporate only those
20 services deemed critical and otherwise unavailable
21 into a program, including work, habilitation and other
22 services designated in subsection 1, when
23 appropriate. The bureau shall establish a limit on
24 the amount of transitional services available to
25 clients eligible for services under this section.

26 3. Rules. The Bureau of Mental Retardation shall
27 promulgate rules in accordance with the Maine
28 Administrative Procedure Act, Title 5, chapter 375, to
29 establish a transitional program under subsections 1
30 and 2.

31 Sec. 2. Appropriation. The following funds are
32 appropriated from the General Fund to carry out the
33 purposes of this Act.

34 1988-89

35 MENTAL HEALTH AND MENTAL
36 RETARDATION, DEPARTMENT OF

37 Bureau of Mental Retardation

2 of 5 COMMITTEE AMENDMENT "A " to S.P. 794, L.D. 2091

1 All Other \$500,000
2 Provides funds for a
3 pilot program for
4 transitional services
5 for bureau clients
6 between the ages of 20
7 and 26.

8 Sec. 3. Report to the Legislature. The
9 Department of Mental Health and Mental Retardation
10 shall report to the joint standing committee having
11 jurisdiction over human resources no later than March
12 1, 1989. This department shall report to the
13 Legislature concerning the implementation and
14 operation of the pilot project established by this Act.

15 FISCAL NOTE

16 Passage of this legislation will require a General
17 Fund appropriation of \$500,000 in Fiscal Year 1989 to
18 establish a transitional services pilot project for
19 mentally retarded persons between the ages of 20 and
20 26. The bureau has estimated that there are currently
21 278 persons in need of the specified services. The
22 Bureau of Mental Retardation and the Bureau of
23 Rehabilitation of the Department of Human Services can
24 serve 157 of these clients by utilizing existing
25 resources.'

26 STATEMENT OF FACT

27 Currently, special education entitlement programs
28 for exceptional students end when the program
29 recipients are 20 years old. This amendment seeks to
30 establish a pilot project to provide needed
31 transitional services to mentally retarded adults who
32 are between the ages of 20 and 26 and choose to reside
33 at home or in unsubsidized foster care, but are not
34 receiving any day program, as well as to all other
35 qualifying individuals who are not receiving an
36 appropriate day program. The amendment requires that
37 the client and a family member or guardian of the

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1 client be included as members of the interdisciplinary
2 team. The amendment also authorizes the Bureau of
3 Mental Retardation to establish a voucher system to
4 allow the interdisciplinary team to incorporate only
5 those services deemed critical and otherwise
6 unavailable into an appropriate program.

7 The amendment also includes an appropriation of
8 \$500,000 and a fiscal note.

9

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Reported by Senator Gill for the Committee on Human
Resources. Reproduced and Distributed Pursuant to Senate
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