

# MAINE STATE LEGISLATURE

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L.D. 1027

(Filing No. H-188)

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
114TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 744, L.D. 1027, Bill, "An Act to Require the Department of Human Services to Set Child Welfare Fee-for-service Rates Based on Yearly Negotiations with Private Nonprofit Community Residential Treatment Providers"

Amend the bill by inserting after the title the following:

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

Whereas, the procedures developed pursuant to this legislation must be established by January 1, 1990 and the new rates must be effective by July 1, 1990; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, '

Further amend the bill by inserting at the beginning of the first line after the enacting clause the following: 'Sec. 1'

Further amend the bill in the first line after the amending clause (page 1, line 5 in L.D.) by striking the word "treatment" and inserting in its place the following: 'group care'

Further amend the bill in the part designated "§4062-A" by striking out section 1 and inserting in its place the following:

'1. Rate negotiation procedure. The department shall adopt rules to establish a rate setting procedure that reflects nonprofit community residential group care service providers' actual costs of the clothing, board and care of children. The department shall establish the procedure with the input and involvement of an organization that represents nonprofit community residential group care service providers.'

1 Further amend the bill after section 1 and before the  
statement of fact by inserting the following:

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

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1990-91

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**HUMAN SERVICES, DEPARTMENT OF**

11

**Child Welfare Services**

13

All Other

\$990,697

15

Provides the funds needed as  
a result of establishing  
rates to be effective July 1,  
1990, to reflect the actual  
costs of clothing, board, and  
care of children referred to  
providers by the department,  
rather than utilizing a daily  
rate.

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**DEPARTMENT OF HUMAN SERVICES  
TOTAL**

\$990,697

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**Emergency clause.** In view of the emergency cited in the  
preamble, this Act shall take effect when approved.'

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**STATEMENT OF FACT**

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This amendment adds an emergency preamble and clause and an  
appropriation section to the bill.

Reported by the Committee on Human Resources  
Reproduced and distributed under the direction of the Clerk of the  
House  
5/15/89 (Filing No. H-188)