MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 1442

S.P. 525

In Senate, May 3, 1989

Reference to the Committee on Education suggested and ordered printed.

JOY J. O'BRIEN Secretary of the Senate

Presented by Senator MATTHEWS of Kennebec.
Cosponsored by Senator ESTES of York, Representative CROWLEY of Stockton Springs and Senator BOST of Penobscot.

STATE OF MAINE

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

Resolve, to Establish a Commission to Study the Provision of Services by Schools for Students Leaving Substance Abuse Treatment Centers.

(EMERGENCY)



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

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Whereas, a 1988 report by the Department of Educational and Cultural Services demonstrates that many Maine students use or are exposed to drugs and alcohol; and

Whereas, it is necessary for the Commission to Study the Provision of Services by Schools for Students Leaving Substance Abuse Treatment Centers to complete its work by December 1, 1989; and

Whereas, this may require the commission to begin its work prior to the effective date of nonemergency legislation; 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, be it

- Sec. 1. Commission established; membership. Resolved: That the Commission to Study the Provision of Services by Schools for Students Leaving Substance Abuse Treatment Centers shall be established. The commission shall consist οf appointed follows: three members House as οf the Speaker of the House Representatives appointed by the Representatives, one of whom shall be a member of the joint standing committee of the Legislature having jurisdiction over education matters; 3 members of the Senate appointed by the President of the Senate, one of whom shall be a member of the joint standing committee of the Legislature having jurisdiction over education matters; a representative of the Maine School Management Association appointed by the Governor; representative of the Maine Teachers Association appointed by the Governor; and 2 members of the public appointed by the Governor, one a representative of adolescents recovering from substance abuse and one a representative of providers of adolescent substance abuse treatment services; and be it further
- Sec. 2. Appointment; notification. Resolved: That all appointments to the commission shall be made no later than 30 days following the effective date of this resolve. The Speaker of the House of Representatives, President of the Senate and Governor shall notify the Executive Director of the Legislative Council upon making their appointments; and be it further
- Sec. 3. Convening of commission; selection of chair. Resolved: That, when appointment of all commission members is completed, the Chair of the Legislative Council shall call the commission together for its first meeting no later than August

1	15, 1989. The commission shall select a legislative member as its chair; and be it further
3	Can 4 Commission about all Devolution on the
5	Sec. 4. Commission charged. Resolved: That the commission shall study the need for and desirability of the establishment in schools of more formalized aftercare programs for students
7	leaving formal substance abuse treatment programs. In conducting the study, the commission shall examine the following:
9	the study, the commission shall examine the following:
11	 The number of Maine students returning to school after leaving a formal substance abuse treatment program;
13	The recidivism rate for adolescents who return to school after attending substance abuse treatment programs;
15	3. Existing aftercare programs in Maine schools;
17	5. Existing aftercare programs in Maine Schools;
19	4. Whether academic credit should be given for participation in aftercare programs; and
21	5. How issues of confidentiality are dealt with in providing aftercare in schools; and be it further
23	Sec. 5. Commission activities. Resolved: That, in conducting the
25	study, the commission may:
27	1. Hold informational sessions for discussions with representatives of the Department of Educational and Cultural
29	Services, Division of Alcohol and Drug Education, with representatives of the Department of Human Services, Office of
31	Alcoholism and Drug Abuse Prevention, and with any other persons who have expertise or information to offer on adolescent
33	substance abuse treatment and aftercare in schools;
35	2. Conduct, summarize and analyze the results of a literature search on the topic of adolescent substance abuse
37	treatment and aftercare in schools;
39	3. Conduct legal research on the issue of confidentiality for adolescents participating in aftercare programs and any other
41	legal issues that arise during the commission's work; and
43	4. Determine and summarize the aftercare programs already existing in Maine and examples from other states, with emphasis
45	on programs that do not place their funding requirements on the schools but instead make use of state or federal appropriations
47	or grants; and be it further
49	Sec. 6. Staff. Resolved: That the commission shall request staffing assistance from the Legislative Council; and be it

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further

1	Sec. /. Compensation. Resolved: That the members of the
3	commission who are Legislators or public members shall receive the legislative per diem as defined in the Maine Revised Statutes, Title 3, section 2, for each day's attendance at
5	commission meetings. All members of the commission shall receive reimbursement for expenses upon application to the Executive
7	Director of the Legislative Council; and be it further
9	Sec. 8. Report. Resolved: That the commission may produce a written report and legislation. The commission shall present its
11	findings, together with any recommended legislation, to the Second Regular Session of the 114th Legislature no later than
13	December 1, 1989; and be it further
15	Sec. 9. Budget. Resolved: That the Executive Director of the Legislative Council shall administer the commission's budget; and
17	be it further
19	Sec. 10. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of
21	this resolve.
23	1989-90
25	LEGISLATURE
27	Study Commission Funding
29	Personal Services \$2,640
31	All Other 5,500
33	Provides funds for the per diem, meetings and related expenses of the Commission to
35	Study the Provision of Services by Schools for Students Leaving Substance Abuse
37	Treatment Centers.
39	LEGISLATURE TOTAL \$8,140
41	Emergency clause. In view of the emergency cited in the
43	preamble, this resolve shall take effect when approved.
45	STATEMENT OF FACT
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49	This resolve establishes the Commission to Study the Provision of Services by Schools for Students Leaving Substance Abuse Treatment Centers. The commission will study the need for
51	and desirability of aftercare programs in schools for students who have received formal substance abuse treatment services.