

MAINE STATE LEGISLATURE

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L.D. 1683

(Filing No. H-494)

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

COMMITTEE AMENDMENT "A" to H.P. 1211, L.D. 1683, Bill, "An Act to Ensure the Continuity of Mental Health Services"

Amend the bill by striking out everything after the enacting clause and before the emergency clause and inserting in its place the following:

'34-B MRSA §1208, sub-§6 is enacted to read:

6. Rules. The commissioner shall not request competitive bids for existing services until the commissioner has adopted rules in accordance with the Maine Administrative Procedure Act, Title 5, chapter 375, to ensure:

A. The stability of the provider system by setting forth the causes for which existing services may be placed out for competitive bid;

B. The protection of the consumer of mental health or mental retardation services in such a way that any change in provider will be accomplished in a manner which fully protects the consumer; and

C. The verification of the nonservice revenue portion of proposed budgets submitted by current and prospective providers.'

STATEMENT OF FACT

This amendment deletes from the bill the specifications of findings that must be made before the Department of Mental Health and Mental Retardation may change providers of existing services. It makes changes in the section requiring the commissioner to adopt rules to clarify the intent of the bill and to require that the commissioner may not seek competitive bids for existing services until the rules are adopted.