

# MAINE STATE LEGISLATURE

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# 115th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1991

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Legislative Document

No. 1210

H.P. 844

House of Representatives, March 20, 1991

Reference to the Committee on Human Resources suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative CLARK of Brunswick.

Cosponsored by Senator BUSTIN of Kennebec, Representative ANTHONY of South Portland and President PRAY of Penobscot.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND NINETY-ONE

---

**An Act to Increase Drug and Alcohol Abuse Treatment and Education  
Services in Maine.**

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

2

3           Sec. 1. 25 MRSA §2956, sub-§2, as enacted by PL 1987, c. 411,  
4 §5, is amended to read:

6

7           2. Grants and property. The commissioner may accept grants  
8 and property decreed forfeit by any court of competent  
9 jurisdiction. Fifty percent of any funds received from grants or  
10 property decreed forfeit under this section must be allocated to  
11 the General Fund for the treatment and prevention of alcohol and  
12 other drug abuse.

12

13           Sec. 2. 29 MRSA §542, first ¶, as amended by PL 1985, c. 37, is  
14 further amended to read:

16

17           All new and renewal licenses to operate motor vehicles shall  
18 expire at midnight on the license holder's 4th birthday next  
19 following the date of issuance of license. The fee for such  
20 license ~~shall be \$16~~ is \$20. Any funds over \$16 collected from  
21 license renewals must be allocated to the General Fund for the  
22 treatment and prevention of alcohol and other drug abuse.

22

23           Sec. 3. 29 MRSA §2241-D, sub-§1, as repealed and replaced by  
24 PL 1985, c. 481, Pt. A, §52, is amended to read:

26

27           1. Fee. Notwithstanding any other provisions of this Title,  
28 before a mandatory suspension, a mandatory revocation or a  
29 suspension ordered by the Secretary of State or a court of a  
30 person's driving privilege may be terminated or reinstated, there  
31 shall must be paid to the Secretary of State a fee of \$25 ~~\$50~~ for  
32 the first suspension and \$100 for any additional suspension which  
33 shall be is in addition to the regular registration or license  
34 fee.

34

35           All The first \$25 of all reinstatement fees paid for  
36 court-ordered suspensions under sections 2301 and 2301-A shall  
37 must be deposited equally between the Highway Fund and the  
38 General Fund. Any funds over \$25 collected from reinstatement  
39 fees must be allocated to the General Fund for the treatment and  
40 prevention of alcohol and other drug abuse.

42

43           Sec. 4. 36 MRSA §1760, sub-§5, is amended to read:

44

45           5. Medicines. Sales of medicines for human beings sold on  
46 doctor's prescription, except prescriptions written for any drugs  
47 in the following classes: narcotics, opiates, amphetamines,  
48 barbiturates, benzodiazepines and schedule W, X, Y and Z drugs.  
49 Tax revenue generated from the sale of narcotics, opiates,  
50 amphetamines, barbiturates, benzodiazepines and schedule W, X, Y  
51 and Z drugs must be allocated to the General Fund for the  
52 treatment and prevention of alcohol and other drug abuse.

52

2           **Sec. 5. Pilot substance abuse halfway house.** The Executive  
3 Department, Office of Substance Abuse shall develop a pilot  
4 substance abuse halfway house for pregnant women and mothers with  
5 young children. The goal of the halfway house is to facilitate  
6 the transition of mothers and pregnant women from dependence on  
7 drugs and alcohol to healthy self-sufficient states in which they  
8 can support and care for themselves and their children.

9           **Sec. 6. Project elements.** The services offered by the pilot  
10 halfway house must include stabilization of the chemical  
11 dependency of mothers and pregnant women, therapeutic day care  
12 for the children of the women participating in the program and  
13 coordination of the vocational and educational development of the  
14 women. The project must be conducted by an organization selected  
15 by the Office of Substance Abuse through a request-for-proposal  
16 process. Criteria for selection must include maximum use of  
17 other existing programs in the service region.

18           **Sec. 7. Evaluation and report.** The halfway house pilot project  
19 must be conducted for 3 years from the effective date of this  
20 Act. The Office of Substance Abuse shall ensure that an  
21 evaluation is conducted that assesses the achievement of the  
22 project goal specified in this Act. The office shall present the  
23 outcome of the evaluation and its recommendations in a report to  
24 the joint standing committee of the Legislature having  
25 jurisdiction over alcoholism and drug abuse matters by December  
26 15, 1994.

27           **Sec. 8. Appropriation.** The following funds are appropriated  
28 from the General Fund to carry out the purposes of this Act.

	1991-92	1992-93
29		
30		
31		
32		
33		
34	<b>EXECUTIVE DEPARTMENT</b>	
35		
36	<b>Office of Substance Abuse</b>	
37		
38	All Other	\$900,000
39		
40	Provides funds for the hiring	
41	of 32 outpatient or aftercare	
42	counselors to provide	
43	treatment to adolescents and	
44	adults in need of services.	
45		
46	<b>Office of Substance Abuse</b>	
47		
48	All Other	\$440,000
49		
50	Provides funds for 4 pilot	
	day treatment programs for	

2 adolescents who require more  
intense treatment services,  
4 but who have stable family  
situations.

6 **Office of Substance Abuse**

8 All Other \$250,000

10 Provides funds for a unit to  
12 serve dually diagnosed  
adolescents.

14 **Office of Substance Abuse**

16 All Other \$150,000

18 Provides funds for 5 grants  
20 to schools to supplement  
student assistance programs  
22 provided to help prevent  
substance abuse in high-risk  
adolescents.

24 **Office of Substance Abuse**

26 All Other \$355,000

28 Provides funds for increases  
30 associated with community  
programs in order to keep  
32 client services at 1989  
levels.

34 **Office of Substance Abuse**

36 All Other \$650,000

38 Provides funding to bring  
40 service levels across the  
State into balance.  
42 Currently, some areas of the  
State are underserved and  
44 people in need of service in  
those areas face untenable  
46 waits for help.

48 **Office of Substance Abuse**

50 All Other \$175,000 \$275,000

52 Provides funds for the first

2 2 years of a 3-year pilot  
4 substance abuse halfway house  
6 for pregnant women and  
8 mothers with young children  
project for contracted  
services, including \$50,000  
for start-up costs in fiscal  
year 1991-92.

10

12 **EXECUTIVE DEPARTMENT**  
**TOTAL**

\$2,920,000

\$275,000

14

16 **CORRECTIONS, DEPARTMENT OF**

18 **Substance Abuse Treatment**

18

All Other

\$250,000

20

22 Provides funds for  
24 contracting for treatment  
services in county jails that  
currently provide no  
treatment services.

26

28 **Substance Abuse Treatment**

28

All Other

\$245,000

30

32 Provides funds for contract  
34 treatment services within  
each of the State's  
correctional programs.

36 **Substance Abuse Treatment**

38

All Other

\$200,000

40

42 Provides for outpatient  
44 substance abuse services  
specifically tailored to the  
need of corrections. These  
funds will support services  
in 5 separate locations.

46

48 **Substance Abuse Treatment**

48

All Other

\$500,000

50

52 Provides funds for the  
creation of 2 transition

2 homes with 8 to 10 beds for  
Maine Youth Center youth.  
4 Homes will provide follow-up  
placement for residents  
leaving the center.

6			
8	DEPARTMENT OF CORRECTIONS		
	TOTAL	<u>\$1,195,000</u>	<u>\$ -0-</u>
10	TOTAL APPROPRIATIONS	<u>\$4,115,000</u>	<u>\$275,000</u>

12

14

#### STATEMENT OF FACT

16 This bill provides funding for substance abuse services  
throughout the State. Funding is provided for treatment  
18 services, prevention and intervention for adolescents,  
maintenance of existing efforts, equalization of services,  
20 development and implementation of a halfway house for pregnant  
women and mothers of young children and treatment of correction  
22 clients, including youths leaving the Maine Youth Center.

24 To fund this legislation, prescription drugs of abuse and  
schedule W, X, Y and Z drugs sold by prescription are removed  
26 from the sales tax exemption currently provided for  
prescriptions; 50% of the funds raised from property forfeited  
28 under court action for illegal drug crimes is directed toward  
alcohol and other drug abuse treatment and prevention programs;  
30 and fees are increased for driver's license renewal and  
reinstatement fees.

32