



115th MAINE LEGISLATURE

SECOND REGULAR SESSION-1992

Legislative Document

No. 2342

H.P. 1666

House of Representatives, February 13, 1992

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27. Reference to the Committee on Human Resources suggested and ordered printed.

EDWIN H. PERT, Clerk

Presented by Speaker MARTIN of Eagle Lake.

Cosponsored by Senator DUTREMBLE of York, Representative DUTREMBLE of Biddeford and Representative POULIOT of Lewiston.

STATE OF MAINE

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

An Act to Ensure the Long-term Stability of Sheltered Group Homes in Maine.

(AFTER DEADLINE)

(EMERGENCY)

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

Whereas, the 107th Legislature enacted Private and Special Law 1973, chapter 141, which established residential group care for girls throughout Maine provided by St. Andre Home, Inc. under the auspices and sponsorship of the Sister Servants of the Immaculate Heart of Mary; and

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Whereas, the fulfillment of the intent of that legislation 12 required contract lease agreements between St. Andre Home, Inc. and the Sister Servants of the Immaculate Heart of Mary; 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 enacted by the People of the State of Maine as follows:

Sec. 1. Reimbursable expenses; nonresidential services in sheltered group homes. Lease agreements entered into between St. Andre Home, Inc. and the Sister Servants of the Immaculate Heart of Mary must be considered an actual cost related to the provision of sheltered group home services and, as such, are deemed a reimbursable expense allowable through purchase of service contracts executed between the State of Maine and St. Andre Home, Inc. The lease agreements must be executed at fair and reasonable rates, reflected by current fair market rental values.

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Emergency clause. In view of the emergency cited in the 34 preamble, this Act takes effect when approved.

STATEMENT OF FACT

State accounting principles, approved in 1990, have disallowed reimbursement of rental costs for St. Andre Home, Inc., an agency that has offered nonprofit charitable care to the young women of Maine for over 50 years. This bill reinstates the former operating position between St. Andre Home, Inc. and the State of Maine.