

MAINE STATE LEGISLATURE

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R.S.

L.D. 733

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DATE: 3/22/94

(Filing No. H- 873)

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
116TH LEGISLATURE
SECOND REGULAR SESSION

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HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "" to S.P. 240, L.D. 733, Bill, "An Act to Amend the Laws Governing Protective Custody"

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Amend the amendment by striking out everything after the title and before the statement of fact and inserting in its place the following:

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'Amend the bill by inserting after the enacting clause and before section 1 the following:

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'Sec. 1. 34-B MRSA §3861, sub-§2, ¶A, as enacted by PL 1983, c. 459, §7, is amended to read:

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A. May receive for observation, diagnosis, care and treatment in the hospital any person whose admission is applied for under section 3831 ~~or 3863~~; and

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Sec. 2. 34-B MRSA §3861, sub-§2, ¶B, as amended by PL 1993, c. 336, §1, is further amended to read:

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B. May receive for ~~observation,--diagnosis,~~ care and treatment in the hospital any person whose admission is applied for under section 3863 or 3864 or is ordered by a court; and

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Sec. 3. 34-B MRSA §3861, sub-§2, ¶C is enacted to read:

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C. Shall receive for observation and diagnosis any person whose admission is applied for under section 3863 or 3864.

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Further amend the bill by renumbering the sections to read consecutively.

HOUSE AMENDMENT

R & S.

2 Further amend the bill by inserting at the end before the
statement of fact the following:

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FISCAL NOTE

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The Department of Mental Health and Mental Retardation will require additional General Fund appropriations and Other Special Revenue allocations to support the staffing and other costs associated with receiving additional people for observation and diagnosis at the 2 mental health facilities. The exact amounts can not be determined at this time.' '

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STATEMENT OF FACT

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This amendment replaces the committee amendment.

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This amendment adds a provision to the bill that requires that state mental health institutes admit for observation and diagnosis those persons whose admission is applied for on an emergency basis. Currently, those hospitals may admit, but are not required to admit, those persons.

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SPONSORED BY: Henry Bailey
(Representative H. BAILEY)

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TOWN: Township 27

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