

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

No. 1132

H.P. 809

House of Representatives, February 9, 1999

An Act to Establish Minimum Criteria for Siting Community Living Arrangements.

Reference to the Committee on State and Local Government suggested and ordered printed.

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative TUTTLE of Sanford.
Cosponsored by Representatives: BOWLES of Sanford, BROOKS of Winterport, DUGAY of Cherryfield, KANE of Saco, SAXL of Portland, WILLIAMS of Orono, Senators: MacKINNON of York, PARADIS of Aroostook.

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

4 **Sec. 1. 30-A MRSA §4357-A, sub-§§3 and 4 are enacted to read:**

6 3. Siting requirements. A state agency may not encumber funds for a community living arrangement in a municipality until the community living arrangement can demonstrate to the agency:

8 A. Whether there is a positive or negative impact from the density and disbursement of community living arrangements in the municipality:

10 B. That there has been at least one public meeting to discuss the location of the community living arrangement:

12 C. That there has been municipal participation in the siting decision:

14 D. Whether there is a positive or negative socio-economic effect from the siting decision; and

16 E. Whether there is a positive or negative financial impact on property values in the municipality or of surrounding properties.

18 4. Certificate of need requirement. A community living arrangement must gain approval under the certificate of need provisions of Title 22, chapter 103 before a state agency may encumber funds for the community living arrangement. The requirements of Title 22, sections 306-A to 309 apply to application for certificate of need for community living arrangements.

22 **SUMMARY**

24 **This bill requires community living arrangements to show their impact on local communities and obtain a certificate of need before a state agency decision to fund the arrangement.**