

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

SECOND REGULAR SESSION-2000

Legislative Document

No. 2555

H.P. 1823

House of Representatives, February 9, 2000

An Act to Make Supplemental Allocations from the Fund for a Healthy Maine and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2001.

(EMERGENCY)

Reference to the Committee on Appropriations and Financial Affairs suggested and ordered printed.

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

JOSEPH W. MAYO, Clerk

Presented by Representative MURPHY of Kennebunk. (GOVERNOR'S BILL)
Cosponsored by Representatives: DUGAY of Cherryfield, LaVERDIERE of Wilton, McNEIL of Rockland, O'BRIEN of Augusta, Senators: BERUBE of Androscoggin, DAVIS of Piscataquis, GOLDTHWAIT of Hancock, MICHAUD of Penobscot.

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

4
6 **Whereas,** the 90-day period may not terminate until after the
beginning of the next fiscal year; and

8 **Whereas,** certain obligations and expenses incident to the
operation of state departments and institutions will become due
and payable immediately after July 1, 2000; and

10
12 **Whereas,** in the judgment of the Legislature, these facts
create an emergency within the meaning of the Constitution of
14 Maine and require the following legislation as immediately
necessary for the preservation of the public peace, health and
16 safety; now, therefore,

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

20 **Sec. 1. 22 MRSA §1511, sub-§3, ¶D** is enacted to read:

22 D. In any fiscal year in which revenue deposited into the
fund is less than estimated by the Treasurer of State for
24 that fiscal year, programs and services supported by the
fund must be reduced accordingly in proportion to their
26 share of the overall fund, except for the Medical Care -
Payments to Providers program. The allotment of available
28 funds must be implemented by financial order contingent upon
the recommendation of the State Budget Officer and approval
30 of the Governor and upon review by the joint standing
committee of the Legislature having jurisdiction over
32 appropriations and financial affairs.

34 **Sec. 2. Healthy Maine students initiatives.** Beginning July 1,
2000, the Department of Human Services, Bureau of Health shall
36 administer a program and provide funding to encourage primary and
secondary schools to develop comprehensive school health
38 education and coordinated school health services that, in
coordination with a program of community health initiatives,
40 reduce the rates of tobacco addiction, physical inactivity and
poor nutrition and reduce tobacco-related chronic disease rates.
42 The bureau shall provide for the evaluation of the effectiveness
of any services funded pursuant to this section.

44 **Sec. 3. Healthy Maine communities initiatives.** Beginning July 1,
46 2000, the Department of Human Services, Bureau of Health shall
administer a program and provide funding to encourage communities
48 in Maine to develop comprehensive community health interventions
that, in coordination with a program of student health
50 initiatives, reduce the rates of tobacco addiction,

2 physical inactivity and poor nutrition and reduce tobacco-related
3 chronic disease rates. The bureau shall evaluate the
4 effectiveness of any services funded pursuant to this section.

6 **Sec. 4. Allocation.** The following funds are allocated from
7 Other Special Revenue funds to carry out the purposes of this Act.

8 **2000-01**

10 **HUMAN SERVICES,**
11 **DEPARTMENT OF**

12 **Health - Bureau of**

14	Positions - Legislative Count	(1,000)
16	Personal Services	\$52,603
18	All Other	3,500
20	TOTAL	<hr/> 56,103

22 Provides for the allocation of funds from
23 the Fund for a Healthy Maine to establish
24 one Public Health Nurse Consultant position
and related operational expenses.

26 **Health - Bureau of**

28	All Other	9,000,000
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30 Provides for the allocation of funds from
31 the Fund for a Healthy Maine for the
32 statewide components of programs of the
33 Partnership for a Tobacco-free Maine
34 focusing statewide media campaigns and
35 statewide support for community and school
36 tobacco-related initiatives, creating a
37 system of support for those throughout the
38 State who wish to quit smoking and the
39 evaluation of tobacco-related state programs.

40 **Health - Bureau of**

42	All Other	1,000,000
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44 Provides for the allocation of funds from
45 the Fund for a Healthy Maine to expand home
46 visiting services to the parents of newborn
47 children and evaluation of such programs
48 pursuant to Public Law 1999, chapter 515,
49 Part B, section 1.

2	Medical Care - Payments to Providers	
4	All Other	18,000,000
6	Provides for the allocation of funds from	
	the Fund for a Healthy Maine to cover an	
8	anticipated Medicaid shortfall.	

10	DEPARTMENT OF HUMAN SERVICES	
	TOTAL	\$43,056,103

12 **MENTAL HEALTH, MENTAL RETARDATION**
 14 **AND SUBSTANCE ABUSE SERVICES,**
 16 **DEPARTMENT OF**

18 **Office of Substance Abuse**

18	Positions - Legislative Count	(1,000)
20	Personal Services	\$48,712
	All Other	3,951,288

22 Provides for the allocation of funds from
 24 the Fund for a Healthy Maine to implement
 26 the recommendations of the Substance Abuse
 28 Services Commission established in the Maine
 30 Revised Statutes, Title 5, section 12004-G,
 32 subsection 13-C, and establish one
 34 Substance Abuse Program Specialist
 position. These funds must be used to
 provide additional statewide substance abuse
 prevention, intervention and treatment
 services.

34	DEPARTMENT OF MENTAL HEALTH,	
36	MENTAL RETARDATION AND SUBSTANCE	
	ABUSE SERVICES	
38	TOTAL	\$4,000,000

40 **Sec. 5. Allocation.** The following funds are allocated from the
 Federal Expenditures Fund to carry out the purposes of this Act.

42 **2000-01**

44 **HUMAN SERVICES,**
 46 **DEPARTMENT OF**

48 **Medical Care - Payments to Providers**

2 All Other \$42,000,000
4 Provides for the allocation of federal
6 matching funds to cover an anticipated
Medicaid shortfall.

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

12 **SUMMARY**

14 Section 1 of this bill requires that revenues deposited into
16 the Fund for a Healthy Maine that are less than estimated for
18 programs and services supported by the Fund for a Healthy Maine
must be reduced proportionately to their share of the overall
fund, except the Medical Care - Payments to Providers program.

20 Section 2 of this bill creates a program, administered by
22 the Department of Human Services, Bureau of Health to encourage
24 and assist primary and secondary schools to develop comprehensive
26 school health education and school health services that, in
coordination with a program of community health initiatives,
reduce the rates of tobacco addiction, physical inactivity, poor
nutrition and tobacco-related chronic disease.

28 Section 3 of this bill creates a similar program for
30 communities that develop comprehensive community health
32 interventions and health services that reduce the rates of
tobacco addiction, physical inactivity, poor nutrition and
tobacco-related chronic disease.

34 Sections 4 and 5 make allocations from the Fund for a
36 Healthy Maine for a comprehensive health effort that encourages
38 state agencies, communities, schools and health care providers to
work together to address tobacco-related chronic disease in Maine.

40 Allocations are made in 8 priority areas. The Partnership
42 for a Tobacco-free Maine is funded to create a support system for
44 those who want to quit smoking and other statewide tobacco
46 interventions. Allocations are made to provide home visits for
48 nearly all first-time parents. Funds are provided to local
50 schools that will create comprehensive and coordinated school
health programs. Allocations are made for contracts with
communities for community health interventions. Funds are
provided to implement the recommendations of the Substance Abuse
Services Commission and a program is established to improve
delivery of and access to quality care for Medicaid recipients.
Funding is also provided to cover an anticipated Medicaid

2 shortfall and to fund a school nurse consultant position in the
Department of Human Services, Bureau of Health.