

MAINE STATE LEGISLATURE

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DATE: 5-21-03

(Filing No. S-221)

HEALTH AND HUMAN SERVICES

Reported by:

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**STATE OF MAINE
SENATE
121ST LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 551, L.D. 1597, Bill, "An Act To Implement Federal Requirements in Child Protection Matters"

Amend the bill in section 1 in that part designated "~~§4036-B.~~" in subsection 3 in the 3rd and 4th lines (page 1, lines 17 and 18 in L.D.) by striking out the following: "immediate risk of serious harm" and inserting in its place the following: 'the presence of an aggravating factor'

Further amend the bill in section 1 in that part designated "~~§4036-B.~~" in subsection 3 in paragraph B in the last 2 lines (page 1, lines 27 and 28 in L.D.) by striking out the following: "immediate risk of serious harm" and inserting in its place the following: 'aggravating factor'

Further amend the bill in section 6 in subsection 5 in the first paragraph in the next to the last line (page 2, line 34 in L.D.) by inserting after the following: "After hearing" the following: 'or by agreement'

Further amend the bill in section 7 in subsection 2-A in paragraph A in the blocked paragraph in the 4th line (page 3, line 43 in L.D.) by striking out the following: "department" and inserting in its place the following: 'court'

Further amend the bill by inserting after section 7 the following:

2 '**Sec. 8. Statement of intent regarding youth services.** It is the
4 intent of the Legislature that the Department of Human Services
6 and the Department of Behavioral and Developmental Services
8 provide services to eligible children and their families in home
10 and community settings whenever possible, minimizing the need for
12 intervention by the State and eliminating the need for parents to
14 give up custody in order to qualify their children for services.
16 As appropriate to the child and family and within existing
18 resources, services must include assessment, health care and case
20 management.'

SUMMARY

14 This amendment corrects 2 errors in the bill regarding
16 aggravating factors. It provides for written findings when an
18 order is entered by agreement of the parties. It corrects an
20 error regarding a court determination of the safe return of a
 child. It adds a statement of intent regarding youth services
 and the intention of the Legislature that children and their
 families be served in their homes and communities.

FISCAL NOTE REQUIRED
(See attached)

Approved: 05/20/03 *MAC*

121st Maine Legislature
Office of Fiscal and Program Review

LD 1597

An Act To Implement Federal Requirements in Child Protection Matters



LR 1945(02)

Fiscal Note for Bill as Amended by Committee Amendment "A" 3-221

Committee: Health and Human Services

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Any additional cost to the Department of Human Services can be absorbed utilizing existing resources.