

# MAINE STATE LEGISLATURE

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3/27/08

L.D. 2173

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2 Date: 3-27-08

(Filing No. H-837)

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**STATE OF MAINE**

5

**HOUSE OF REPRESENTATIVES**

6

**123RD LEGISLATURE**

7

**SECOND REGULAR SESSION**

8 HOUSE AMENDMENT "M" to COMMITTEE AMENDMENT "A" to H.P. 1547,  
9 L.D. 2173, Bill, "An Act To Make Supplemental Appropriations and Allocations for the  
10 Expenditures of State Government and To Change Certain Provisions of the Law  
11 Necessary to the Proper Operations of State Government for the Fiscal Years Ending  
12 June 30, 2008 and June 30, 2009"

13 Amend the amendment by inserting after Part MMMM the following:

14

**PART NNNN**

15 **Sec. NNNN-1. Blue Ribbon Commission on Mental Health.** The Blue  
16 Ribbon Commission on Mental Health, referred to in this Part as "the commission," is  
17 established for the purpose of making recommendations regarding the design of a mental  
18 health system that maximizes resources, creates efficiencies, ensures high-quality service  
19 and reduces or eliminates direct mental health services only as a last resort during severe  
20 budget crises.

21 **1. Membership.** The commission consists of 17 members:

22 A. Two members of the Senate who serve on the Joint Standing Committee on Health  
23 and Human Services, one from each of the major political parties, appointed by the  
24 President of the Senate;

25 B. Four members of the House of Representatives who serve on the Joint Standing  
26 Committee on Health and Human Services, 2 members each from the major political  
27 parties, appointed by the Speaker of the House;

28 C. The Commissioner of Health and Human Services or the commissioner's  
29 designee;

30 D. An official from the Department of Health and Human Services who has principal  
31 authority for child mental health services in the department;

32 E. An official from the Department of Health and Human Services who has principal  
33 authority for adult mental health services in the department;

34 F. An official from the Department of Health and Human Services who has principal  
35 authority for elder mental health services in the department;

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- 1 G. Two mental health providers, appointed by the President of the Senate;
- 2 H. Two mental health providers, appointed by the Speaker of the House;
- 3 I. A representative from the National Alliance on Mental Illness - Maine, appointed
- 4 jointly by the President of the Senate and the Speaker of the House;
- 5 J. A present or past consumer of mental health services, appointed by the Speaker of
- 6 the House; and
- 7 K. A family member of a present or past consumer of mental health services,
- 8 appointed by the President of the Senate.

9 **2. Appointments; chair.** All appointments must be made no later than 30 days  
10 following the effective date of this Part. The appointing authorities shall notify the  
11 Executive Director of the Legislative Council once all appointments have been  
12 completed. The first-named Senate member and the first-named House of Representatives  
13 member are cochairs of the commission and shall call and convene the first meeting of  
14 the commission no later than September 1, 2008.

15 **3. Duties.** The commission shall complete an assessment of the State's mental  
16 health system and suggest measures to maximize resources, create efficiencies, ensure  
17 high-quality service and design a system that reduces or eliminates direct mental health  
18 services only as a last resort during severe budget crises.

19 **4. Authorized number of meetings; public comment.** The commission is  
20 authorized to hold 8 meetings, including at least one meeting at which the commission  
21 provides an opportunity for public comment.

22 **5. Report.** By April 1, 2009, the commission shall submit a report of its findings,  
23 together with any necessary implementing legislation, to the joint standing committee of  
24 the Legislature having jurisdiction over health and human services matters. The joint  
25 standing committee may report out a bill during the First Regular Session of the 124th  
26 Legislature concerning the findings and recommendations of the commission.

27 **6. Extension.** If the commission requires a limited extension of time to complete its  
28 study and make its report, it may apply to the Legislative Council, which may grant an  
29 extension.

30 **7. Compensation.** The legislative members of the commission are entitled to receive  
31 the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, and  
32 reimbursement for travel and other necessary expenses related to their attendance at  
33 authorized meetings of the commission. Public members not otherwise compensated by  
34 their employers or other entities that they represent are entitled to receive reimbursement  
35 of necessary expenses and a per diem equal to the legislative per diem for their  
36 attendance at authorized meetings of the commission.

37 **8. Outside funding for consultant.** The commission may seek outside funds to fund  
38 the costs of contracting with a consultant or expert to provide support to the commission.  
39 Contributions to support the work of the commission may not be accepted from any party  
40 having pecuniary or other vested interest in the outcome of the matters being studied.  
41 Any person, other than a state agency, desiring to make a financial or in-kind contribution  
42 must certify to the Legislative Council that it has no pecuniary or other vested interest in

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1 the outcome of the study. Such certification must be made in the manner prescribed by  
2 the Legislative Council. All contributions are subject to approval by the Legislative  
3 Council. All funds accepted must be forwarded to the Executive Director of the  
4 Legislative Council along with an accounting record that includes the amount of funds,  
5 the date the funds were received, from whom the funds were received and the purpose of  
6 and any limitation on the use of those funds. The Executive Director of the Legislative  
7 Council shall administer any funds received by the commission. The Executive Director  
8 of the Legislative Council shall notify the chair of the commission when sufficient  
9 funding has been received.

10 **9. Staffing.** The Department of Health and Human Services shall provide staffing  
11 assistance to the commission.

12 **10. Commission meetings.** The meetings of the commission are public proceedings  
13 and records of the commission are public records as defined in the laws governing  
14 freedom of access in the Maine Revised Statutes, Title 1, chapter 13, subchapter 1.

15 **Sec. NNN-2. Appropriations and allocations.** The following appropriations  
16 and allocations are made.

17 **LEGISLATURE**

18 **Study Commissions - Funding 0444**

19 Initiative: Allocates funds for the Blue Ribbon Commission on Mental Health. This  
20 allocation is established in the event that funds are received from outside sources to cover  
21 the costs of the commission.

|    |  |                |                 |
|----|--|----------------|-----------------|
| 22 | <b>OTHER SPECIAL REVENUE FUNDS</b>       | <b>2007-08</b> | <b>2008-09</b>  |
| 23 | Personal Services                        | \$0            | \$5,280         |
| 24 | All Other                                | \$0            | \$17,200        |
| 25 |  |                |                 |
| 26 | <b>OTHER SPECIAL REVENUE FUNDS TOTAL</b> | <b>\$0</b>     | <b>\$22,480</b> |

27  
28 Amend the amendment by relettering or renumbering any nonconsecutive Part letter  
29 or section number to read consecutively.

30 **SUMMARY**

31 This amendment establishes the Blue Ribbon Commission on Mental Health to  
32 complete an assessment of the State's mental health system and suggest measures to

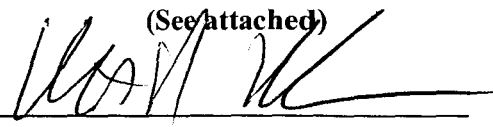
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1 maximize resources, create efficiencies, ensure high-quality service and design a system  
2 that reduces or eliminates direct mental health services only as a last resort during severe  
3 budget crises.

4 **FISCAL NOTE REQUIRED**

5 (See attached)

6 SPONSORED BY: 

7 (Representative WALKER)

8 TOWN: Lincolnville



# 123rd MAINE LEGISLATURE

LD 2173

LR 3445(26)

**An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009**

**Fiscal Note for House Amendment "M" to Committee Amendment "A"**

**Sponsor: Rep. Walker of Lincolnville**

**Fiscal Note Required: Yes**

## Fiscal Note

|                                   | 2007-08 | 2008-09  | Projections<br>2009-10 | Projections<br>2010-11 |
|-----------------------------------|---------|----------|------------------------|------------------------|
| <b>Appropriations/Allocations</b> |         |          |                        |                        |
| Other Special Revenue Funds       | \$0     | \$22,480 | \$0                    | \$0                    |

### Fiscal Detail and Notes

This amendment will have no net effect on General Fund appropriations and revenue and a balanced budget is maintained for the 2008-2009 biennium. This amendment includes an allocation of Other Special Revenue funds for the proposed commission.

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DRAFT DOCUMENT SUMMARY

LR#: 3445                                 ITEM #: 26                                 TYPE: AMD  
 DRAFT TYPE:                                 SUB TYPE: H                                 INST. TYPE: ACTPUB

EMERGENCY STATUS: (NOCHANGE)  
 MANDATE STATUS: (NOCHANGE)  
 BOND ISSUE STATUS: (NOCHANGE)  
 RESOLVE PUBLIC LAND STATUS: (NOCHANGE)  
 CONFIRMATION PROCEDURE STATUS: (NOCHANGE)

SPONSOR:                                 Rep. WALKER of Lincolnville  
 COSPONSORS:

AMENDED ITEM: 2

DRAFTER:   TECH: O'Brien   PROOF:   REVIEWER:

| Document Tasks   |        |           |        | Document Version Tasks |        |           |        |
|------------------|--------|-----------|--------|------------------------|--------|-----------|--------|
| Task Description | Status | Completed | Person | Task Description       | Status | Completed | Person |
|                  |        |           |        |                        |        |           |        |

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