

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

528

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34

Date: 4-14-16

(Filing No. S-528)

Reproduced and distributed under the direction of the Secretary of the Senate.

STATE OF MAINE
SENATE
127TH LEGISLATURE
SECOND REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 1019, L.D. 1496, Bill, "An Act To Support Maine People in Recovery"

Amend the amendment by striking out everything after the title and before the summary and inserting the following:

'Amend the bill by striking out the title and substituting the following:

'An Act To Support Maine People in Recovery and Create a Substance Abuse Assistance Program'

Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

'PART A

Sec. A-1. Department to create 3 new peer centers. The Department of Health and Human Services shall create 3 new peer centers, 2 of which will begin operation in fiscal year 2016-17 and one of which will begin operation in fiscal year 2017-18, in different parts of the State to coordinate and run peer support programs to help persons in recovery from drug addiction. In order to serve populations in rural parts of the State, 2 of these peer centers must be located in currently underserved areas that are outside of Maine's largest cities. These peer centers must be situated in geographic areas of the State different from each other and in areas different from any peer support recovery centers established pursuant to Public Law 2015, chapter 378, Part D. Funding for each peer center must be used to support the hiring of a coordinator who shall support recovery group facilitation, peer mentoring and peer recovery resource connections. The peer centers may be coordinated and housed within existing health care settings, such as a rural health care center.

Sec. A-2. Appropriations and allocations. The following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)
Office of Substance Abuse and Mental Health Services 0679**

SENATE AMENDMENT

1 Initiative: Provides funding to create 2 new peer centers in fiscal year 2016-17 and one
2 new peer center in fiscal year 2017-18 in different parts of the State to coordinate and run
3 peer support programs to help persons in recovery from drug addiction.

4	GENERAL FUND	2015-16	2016-17
5	All Other	\$0	\$400,000
6			
7	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$400,000</u>

8 **PART B**

9 **Sec. B-1. 25 MRSA Pt. 13** is enacted to read:

10 **PART 13**

11 **SUBSTANCE ABUSE ASSISTANCE**

12 **CHAPTER 601**

13 **SUBSTANCE ABUSE ASSISTANCE PROGRAM**

14 **§5101. Substance Abuse Assistance Program**

15 **1. Substance Abuse Assistance Program.** The Substance Abuse Assistance
16 Program, referred to in this chapter as "the program," is established to support persons
17 with presumed substance use disorders by providing grants to municipalities and counties
18 to carry out projects designed to reduce substance abuse, substance abuse-related crimes
19 and recidivism.

20 **2. Eligibility; program targets; projects.** Grants may be awarded to:

21 A. Municipal or county governments or regional jails for projects designed to assist
22 persons with presumed substance use disorders by diverting alleged low-level
23 offenders into community-based treatment and support services. Projects may
24 include, but are not limited to:

25 (1) Referral of program participants to evidence-based treatment programs,
26 including medically assisted treatment; and

27 (2) Provision of case management services to program participants in order to
28 secure appropriate treatment and support services such as housing, health care,
29 job training and mental health services for program participants; and

30 B. County governments or regional jails for projects in county or regional jails
31 designed to assist persons with presumed substance use disorders. Projects may
32 include, but are not limited to:

33 (1) Provision of evidence-based treatment programs, including medically
34 assisted treatment, to jail inmates; and

1 (2) Provision of case management or other support services to program
2 participants to assist in transition from jail upon release.

3 **3. Requirements.** A grant application for a project described in subsection 2 must
4 include the following:

5 A. A statement of purpose and measurable goals for the project and use for the
6 funds;

7 B. The elements of the project, which must include the targeted population, the
8 nature of services or assistance to be provided and expected outcomes;

9 C. For diversion projects, a statement of the municipality's or county's diversion
10 policy, including criteria for selecting participants for the project;

11 D. A review of other substance abuse services available in the applicant municipality
12 or county and communities adjacent to the applicant municipality or county and a
13 statement of the unmet needs to be addressed by the project;

14 E. A review of efforts to collaborate among relevant law enforcement agencies,
15 treatment providers, harm reduction services, recovery support services and other
16 community resources and a summary of collaborative approaches included in the
17 project, if any; and

18 F. A summary of data to be collected to assess the effectiveness of the project and
19 the methodology that will be used to make that assessment. The data to be collected
20 must include measurements of the long-term health, treatment and criminal justice
21 involvement outcomes for participants and must be included in reports filed under
22 subsection 6 as part of a rigorous evaluation process.

23 **4. Selection of grant recipients; steering committee.** The Commissioner of Public
24 Safety shall review applications submitted by municipalities and counties for grants under
25 this chapter. Preference must be given to collaborative approaches that include treatment
26 providers or community-based organizations. The following steering committee shall
27 advise the Commissioner of Public Safety in selecting grant recipients. The steering
28 committee consists of the Commissioner of Corrections or the commissioner's designee
29 and representatives of the following organizations, programs and associations selected by
30 the Commissioner of Public Safety from suggestions provided by the organizations,
31 programs and associations: a statewide organization of police chiefs; a statewide
32 organization of sheriffs; a statewide organization representing physicians; a statewide
33 organization representing prosecutors; a statewide organization representing providers of
34 legal services for the indigent; peer recovery programs; and harm reduction associations.

35 **5. Administration of funds.** The policy board established in this State to carry out
36 the State's responsibilities under the federal Justice Assistance Act of 1984, the federal
37 Anti-Drug Abuse Act of 1986, the federal Anti-Drug Abuse Act of 1988 and the federal
38 Violent Crime Control and Law Enforcement Act of 1994, known as "the Justice
39 Assistance Council," shall administer grant funds appropriated for use under this chapter
40 and disburse the funds to municipalities, counties and regional jails selected under
41 subsection 4. The department may retain up to 5% of funds to cover administrative
42 expenses.

1 **6. Reports.** A recipient of a grant under subsection 4 shall report to the
 2 Commissioner of Public Safety annually on the anniversary date of the grant award
 3 regarding the status of the project for which the grant was awarded. The report must
 4 include a description of how the grant funds were spent, the results of the project and any
 5 recommendations for modification of the project, including any available information
 6 concerning the project's effectiveness in reducing substance abuse and recidivism.

7 **Sec. B-2. Reports to committees.** The Commissioner of Public Safety shall
 8 report to the joint standing committee of the Legislature having jurisdiction over criminal
 9 justice and public safety matters and the joint standing committee of the Legislature
 10 having jurisdiction over judiciary matters by January 15, 2017 regarding the recipients
 11 and the amounts of the grants awarded under the Substance Abuse Assistance Program
 12 established in the Maine Revised Statutes, Title 25, chapter 601. The Commissioner of
 13 Public Safety shall provide a report summarizing the results of the grant program and
 14 providing recommendations as to the program's continuation or modification and any
 15 need for additional funding by January 15, 2018 and January 15, 2019 to the joint
 16 standing committee of the Legislature having jurisdiction over criminal justice and public
 17 safety matters and the joint standing committee of the Legislature having jurisdiction over
 18 judiciary matters.

19 **Sec. B-3. Pilot projects.** The Commissioner of Public Safety shall implement the
 20 Substance Abuse Assistance Program established in the Maine Revised Statutes, Title 25,
 21 section 5101 by selecting, with the advice of the steering committee described in Title 25,
 22 section 5101, subsection 4, at least 8 pilot projects in communities around the State, at
 23 least 2 projects of which are administered by municipalities and at least 2 projects of
 24 which are administered by county or regional jails.

25 **Sec. B-4. Appropriations and allocations.** The following appropriations and
 26 allocations are made.

27 **PUBLIC SAFETY, DEPARTMENT OF**

28 **Administration - Public Safety 0088**

29 Initiative: Provides funding for one Contract Grant Specialist position and related
 30 administrative costs to administer and oversee the Substance Abuse Assistance Program.
 31 This funding comes from the 5% allowed for administrative costs as specified in the
 32 Maine Revised Statutes, Title 25, section 5101, subsection 5.

33 GENERAL FUND	2015-16	2016-17
34 POSITIONS - LEGISLATIVE COUNT	0.000	1.000
35 Personal Services	\$0	\$73,898
36 All Other	\$0	\$3,270
37		
38 GENERAL FUND TOTAL	\$0	\$77,168

39 **Administration - Public Safety 0088**

40 Initiative: Provides funds for the Substance Abuse Assistance Program.

1	GENERAL FUND	2015-16	2016-17
2	All Other	\$0	\$1,022,832
3			
4	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$1,022,832</u>

5	PUBLIC SAFETY, DEPARTMENT OF		
6	DEPARTMENT TOTALS	2015-16	2016-17
7			
8	GENERAL FUND	\$0	\$1,100,000
9			
10	DEPARTMENT TOTAL - ALL FUNDS	<u>\$0</u>	<u>\$1,100,000</u>
11			

SUMMARY

13 Part A provides funding for 3 new peer centers to be created by the Department of
 14 Health and Human Services, 2 of which will begin operation in fiscal year 2016-17 and
 15 one of which will begin operation in fiscal year 2017-18. The peer centers will be in
 16 different parts of the State to coordinate and run peer support programs to help persons in
 17 recovery from drug addiction. In order to serve populations in rural parts of the State, 2
 18 of these peer centers must be located in currently underserved areas that are outside of
 19 Maine's largest cities. Funding for each peer center must be used to support the hiring of
 20 a coordinator who must support recovery group facilitation, peer mentoring and peer
 21 recovery resource connections. The peer centers may be coordinated and housed within
 22 existing health care settings, such as a rural health care center. Part A contains an
 23 appropriation of \$400,000 to fund the peer centers.

24 Part B of this amendment establishes the Substance Abuse Assistance Program to
 25 provide grants to municipalities and counties to carry out projects designed to reduce
 26 substance abuse, substance abuse-related crimes and recidivism.

27 The Commissioner of Public Safety, in consultation with a steering committee, will
 28 select at least 8 pilot projects to receive grants. At least 2 projects must be awarded to
 29 municipalities and at least 2 projects must be awarded to counties. The steering
 30 committee that will advise in the selection of the pilot projects consists of the
 31 Commissioner of Corrections or the commissioner's designee and representatives of the
 32 following: a statewide organization of police chiefs; a statewide organization of sheriffs;
 33 a statewide organization representing physicians; a statewide organization representing
 34 prosecutors; a statewide organization representing providers of legal services to the
 35 indigent; peer recovery programs; and harm reduction associations. The Maine Justice
 36 Assistance Council will administer the grants.

37 The recipients of the grants must report the continuation or modification of the grant
 38 program and any need for additional funding to the Commissioner of Public Safety
 39 annually, and the commissioner must report in January 2018 and 2019 to the joint
 40 standing committee of the Legislature having jurisdiction over criminal justice and public
 41 safety matters and the joint standing committee of the Legislature having jurisdiction over
 42 judiciary matters.

43

SENATE AMENDMENT

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 1019, L.D. 1496

1 The amendment includes a total appropriation of \$1,100,000 and uses \$77,168 of the
2 total to pay for a position to administer the grants. That amount is part of the 5% that the
3 Department of Public Safety may use for administering the grants.

4 **SPONSORED BY:** *R. Katz*

5 **(Senator KATZ)**

6 **COUNTY: Kennebec**



127th MAINE LEGISLATURE

LD 1496

LR 2501(08)

An Act To Support Maine People in Recovery

Fiscal Note for Senate Amendment "A" to Committee Amendment "A"

Sponsor: Sen. Katz of Kennebec

Fiscal Note Required: Yes

(S-528)

Fiscal Note

	FY 2015-16	FY 2016-17	Projections FY 2017-18	Projections FY 2018-19
Net Cost (Savings)				
General Fund	\$0	\$900,000	\$1,100,000	\$1,100,000
Appropriations/Allocations				
General Fund	\$0	\$900,000	\$1,100,000	\$1,100,000

Fiscal Detail and Notes

The bill creates within the Department of Health and human Services 3 new peer centers in different parts of the State to coordinate and run peer support programs to help persons in recovery from drug addiction. This amendment reduces the bill's General Fund appropriation to the Department of Health and Human Services from \$600,000 to \$400,000 in fiscal year 2016-17 only by moving one of the peer centers to fiscal year 2017-18.

The bill includes a General Fund appropriation of \$1,100,000 in fiscal year 2016-17 to the Department of Public Safety for one Contract Grant Specialist position and administrative costs to administer and oversee the Program and to provide grants to municipalities and counties.