

MAINE STATE LEGISLATURE

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SMC
R. d/S

Date: 6/27/17

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
128TH LEGISLATURE
FIRST REGULAR SESSION

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 853,
L.D. 1231, Bill, "An Act Regarding Mental Health Care for Maine Veterans"

Amend the amendment by inserting after the first indented paragraph after the substitute title the following:

'Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this legislation establishes a pilot program to provide case management services to provide mental health treatment to veterans; and

Whereas, this legislation transfers for use by the pilot program funds recently appropriated for the purpose of providing aid to veterans; and

Whereas, those funds may lapse before the end of the 90-day period; and

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

Amend the amendment by striking out all of Part B and inserting the following:

'PART B

Sec. B-1. Commissioner of Health and Human Services to establish pilot program to provide mental health case management services to veterans.

Resolved: That, beginning January 1, 2018, the Commissioner of Health and Human Services, referred to in this Part as "the commissioner," shall establish a pilot program to provide contracted case management services to provide necessary mental health treatment to veterans who are residents of the State. Case management services must include assisting veterans in gaining a range of mental and behavioral health services, which must include inpatient mental health care services. In establishing the pilot program, the commissioner shall consult with the Director of the Bureau of Maine Veterans' Services within the Department of Defense, Veterans and Emergency Management, referred to in this Part as "the director," to identify regions where case

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management services are most needed and to identify veterans seeking case management services who are enrolled with the United States Department of Veterans Affairs and those who would likely be eligible to be enrolled. The pilot program described in this section must continue until January 1, 2020 or until the funds provided in Part C are exhausted.

1. The commissioner, with the assistance of the director, shall seek to coordinate services with the United States Department of Veterans Affairs and state agencies that offer mental health care services or provide assistance to veterans.

2. The commissioner may enter into regional contracts for the purpose of ensuring a statewide network of case management that provides coordinated mental health care services for Maine veterans, including, but not limited to, inpatient treatment as clinically required.

3. The commissioner, with the assistance of the director, shall establish criteria to determine eligibility for case management services to be provided in accordance with this section. A veteran who has received a mental health diagnosis or mental health disability rating from the United States Department of Veterans Affairs must be considered eligible for case management services. A veteran who is not enrolled with the United States Department of Veterans Affairs who is determined to require mental health care services by a licensed mental health professional may be considered eligible for case management and other behavioral health services based on the individual needs of the veteran.

4. The director shall work to assist veterans receiving case management services under the pilot program who are not enrolled with the United States Department of Veterans Affairs to determine eligibility and to assist with those veterans' enrollment and with filing claims to the United States Department of Veterans Affairs.

5. Case management and mental health professionals selected to participate in the pilot program must demonstrate military and veteran cultural competency.

6. An individual who served in the United States Armed Forces and meets the federal definition of veteran or is currently serving in the Maine Army National Guard or Air National Guard or the Reserves of the United States Armed Forces is eligible. Character of discharge is not a disqualifying eligibility criterion.

7. All veterans participating in the pilot program must be accounted for in the Department of Defense, Veterans and Emergency Management, Bureau of Maine Veterans' Services and the Department of Health and Human Services data collections.

8. Upon conclusion of the pilot program, the commissioner, in consultation with the director, shall prepare a written report of the services provided and make recommendations to the joint standing committee of the Legislature having jurisdiction over veterans affairs if appropriate; and be it further

Sec. B-2. Veterans Mental Health Case Management and Services Fund.
Resolved: That the Veterans Mental Health Case Management and Services Fund, referred to in this section as "the fund," is established as a dedicated, nonlapsing Other Special Revenue Funds account in the Department of Health and Human Services. The fund is administered by the commissioner for the purposes of reimbursing hospitals for

HOUSE AMENDMENT

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1 the costs of screening and data collection conducted by hospitals under Part A, section 6
2 and to support a pilot program established pursuant to this Part; and be it further

3 **Sec. B-3. Transfer from General Fund unappropriated surplus;**
4 **Department of Health and Human Services, Veterans Mental Health Case**
5 **Management and Services Fund. Resolved:** That, notwithstanding any other
6 provision of law, the State Controller shall transfer \$875,000 from the General Fund
7 unappropriated surplus to the Veterans Mental Health Case Management and Services
8 Fund, Other Special Revenue Funds account established under section 2 within the
9 Department of Health and Human Services no later than June 30, 2017.'

10 Amend the amendment in Part C by striking out all of section 1 and inserting the
11 following:

12 'Sec. C-1. Appropriations and allocations. Resolved: That the following
13 appropriations and allocations are made.

14 **DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT**
15 **OF**

16 **Veterans Services 0110**

17 Initiative: Reduces funding previously appropriated in Public Law 2017, chapter 2, Part
18 A.

19	GENERAL FUND	2016-17	2017-18	2018-19
20	All Other	(\$375,000)	\$0	\$0
21				
22	GENERAL FUND TOTAL	<u>(\$375,000)</u>	<u>\$0</u>	<u>\$0</u>

23	DEFENSE, VETERANS AND			
24	EMERGENCY MANAGEMENT,			
25	DEPARTMENT OF			
26	DEPARTMENT TOTALS	2016-17	2017-18	2018-19
27				
28	GENERAL FUND	(\$375,000)	\$0	\$0
29				
30	DEPARTMENT TOTAL - ALL	<u>(\$375,000)</u>	<u>\$0</u>	<u>\$0</u>
31	FUNDS			

32 **HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY BDS)**

33 **Mental Health Services - Community 0121**

34 Initiative: Deappropriates \$500,000 from the Mental Health Services - Community
35 account to transfer funds to the Veterans Mental Health Case Management and Services
36 Fund, Other Special Revenue Fund account.

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HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 853, L.D. 1231

1	GENERAL FUND	2016-17	2017-18	2018-19
2	All Other	(\$500,000)	\$0	\$0
3				
4	GENERAL FUND TOTAL	<u>(\$500,000)</u>	<u>\$0</u>	<u>\$0</u>

5	HEALTH AND HUMAN			
6	SERVICES, DEPARTMENT OF			
7	(FORMERLY BDS)			
8	DEPARTMENT TOTALS	2016-17	2017-18	2018-19
9				
10	GENERAL FUND	(\$500,000)	\$0	\$0
11				
12	DEPARTMENT TOTAL - ALL	<u>(\$500,000)</u>	<u>\$0</u>	<u>\$0</u>
13	FUNDS			

14 **HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)**

15 **Veterans Mental Health Case Management and Services Fund N269**

16 Initiative: Provides an allocation to reimburse hospitals for the costs of screening and data
17 collection and to support a pilot program providing mental health case management and
18 services to veterans.

19	OTHER SPECIAL REVENUE	2016-17	2017-18	2018-19
20	FUNDS			
21	All Other	\$0	\$875,000	\$0
22				
23	OTHER SPECIAL REVENUE	<u>\$0</u>	<u>\$875,000</u>	<u>\$0</u>
24	FUNDS TOTAL			

25	HEALTH AND HUMAN			
26	SERVICES, DEPARTMENT OF			
27	(FORMERLY DHS)			
28	DEPARTMENT TOTALS	2016-17	2017-18	2018-19
29				
30	OTHER SPECIAL REVENUE	\$0	\$875,000	\$0
31	FUNDS			
32				
33	DEPARTMENT TOTAL - ALL	<u>\$0</u>	<u>\$875,000</u>	<u>\$0</u>
34	FUNDS			

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SECTION TOTALS	2016-17	2017-18	2018-19
GENERAL FUND	(\$875,000)	\$0	\$0
OTHER SPECIAL REVENUE	\$0	\$875,000	\$0
FUNDS			
SECTION TOTAL - ALL FUNDS	<u>(\$875,000)</u>	<u>\$875,000</u>	<u>\$0</u>

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Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.'

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SUMMARY

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This amendment expands the provisions in Committee Amendment "A" that establish a pilot program to provide mental health case management services to veterans. It also establishes the Veterans Mental Health Case Management and Services Fund and changes the source of funding. The amendment also adds an emergency preamble and emergency clause and an appropriations and allocations section.

16

FISCAL NOTE REQUIRED

17

(See attached)

18

SPONSORED BY: Jared F. Golden

19

(Representative GOLDEN)

20

TOWN: Lewiston



128th MAINE LEGISLATURE

LD 1231

LR 1356(04)

Resolve, To Assess the Need for Mental Health Care Services for Veterans in Maine and To Establish a Pilot Program To Provide Case Management Services to Veterans for Mental Health Care

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

Sponsor: Rep. Golden of Lewiston

Fiscal Note Required: Yes

Fiscal Note

	FY 2016-17	FY 2017-18	FY 2018-19	Projections FY 2019-20	Projections FY 2020-21
Net Cost (Savings)					
General Fund	\$0	(\$875,000)	\$0	\$0	\$0
Appropriations/Allocations					
General Fund	(\$875,000)	(\$875,000)	\$0	\$0	\$0
Other Special Revenue Funds	\$0	\$875,000	\$0	\$0	\$0
Transfers					
General Fund	(\$875,000)	\$0	\$0	\$0	\$0
Other Special Revenue Funds	\$875,000	\$0	\$0	\$0	\$0

Fiscal Detail and Notes

This amendment changes the funding source for the General Fund appropriations included in the Committee Amendment A in fiscal year 2017-18. The purpose of the funding remains the same.

The amendment removes the \$875,000 General fund appropriation in fiscal year 2017-18 that was in Committee Amendment A and adds an \$875,000 Other Special Revenue Funds allocation to the newly created Veterans Mental Health and Case Management Services Fund in the same year. Funding for the allocation will come from a transfer of \$875,000 from the General Fund unappropriated surplus to the new fund in fiscal year 2016-17. Funding for the General Fund transfer will come from 2 deappropriations in fiscal year 2016-17, one deappropriation of \$375,000 from the Department of Defense, Veterans and Emergency Management and one deappropriation of \$500,000 from the Department of Health and Human Services.