

# MAINE STATE LEGISLATURE

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# 129th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2019

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Legislative Document

No. 838

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H.P. 612

House of Representatives, February 14, 2019

**Resolve, To Ensure the Continuation of Services to Maine Children  
and Families**

(EMERGENCY)

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Reference to the Committee on Health and Human Services suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT  
Clerk

Presented by Representative BEEBE-CENTER of Rockland.  
Cosponsored by Senator MOORE of Washington and  
Representatives: FECTIONEAU of Biddeford, GATTINE of Westbrook, MATLACK of St.  
George, PERRY of Calais, RECKITT of South Portland, TALBOT ROSS of Portland.

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

3           **Whereas,** to ensure the necessary and proper protection of children and families in  
4 this State, this legislation must take effect immediately to allow contracts entered into by  
5 the Department of Health and Human Services to continue without interruption; and

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

10           **Sec. 1. Resolve 2017, c. 56, §1, amended. Resolved:** That Resolve 2017, c. 56,  
11 §1 is amended to read:

12           **Sec. 1. Community Partnerships for Protecting Children contracts.**  
13 **Resolved:** That, notwithstanding any other provision of law, the following contractual  
14 agreements entered into by the Department of Health and Human Services must be  
15 continued by the department in accordance with this resolve through at least ~~January 31,~~  
16 ~~2019~~ the termination date specified in each contractual agreement:

17           1. Contracts awarded pursuant to RFP number 201509167, Community Partnerships  
18 for Protecting Children:

- 19           A. The Opportunity Alliance, agreement number CFS-17-8201;
- 20           B. Broadreach Family and Community Services, agreement number CFS-17-8203;
- 21           C. Community Concepts, agreement number CFS-17-8204; and
- 22           D. Penquis, agreement number CFS-17-8205; and

23           2. The contract awarded pursuant to RFP number 201608176, Community Concepts,  
24 agreement number CFS-17-8206.

25           If a contract identified in this section is in effect on the effective date of this resolve,  
26 the department may not terminate the contract before and must continue the contract  
27 through at least ~~January 31, 2019~~ the termination date specified in each contractual  
28 agreement, unless the contracting party voluntarily agrees to a termination of the contract  
29 before that date or unless there is a material breach of contract by the contracting party  
30 sufficient to justify a termination under the terms of the contract. If a contract identified  
31 in this section has been terminated by the department prior to the effective date of this  
32 resolve, the department shall immediately offer and, unless the contracting party does not  
33 consent, immediately reenter a contract with that party on the same terms as the  
34 terminated contract and may not terminate the contract before and must continue the  
35 contract through at least ~~January 31, 2019~~ the termination date specified in the original  
36 contractual agreement, unless the contracting party voluntarily agrees to a termination of  
37 the contract before that date or unless there is a material breach of contract by the  
38 contracting party sufficient to justify a termination under the terms of the contract; and be  
39 it further

