

MAINE STATE LEGISLATURE

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SMG
R. of S.

Date: 6/19/19

(Filing No. S-334)

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STATE OF MAINE
SENATE
129TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 287, L.D. 997, Bill, "An Act To Promote Social and Emotional Learning and Development for Young Children"

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

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

'Sec. 1. 34-B MRSA c. 15, sub-c. 2 is enacted to read:

SUBCHAPTER 2

EARLY CHILDHOOD CONSULTATION PROGRAM

§15011. Statewide voluntary early childhood consultation program

Beginning September 1, 2020, the commissioner shall implement a statewide voluntary early childhood consultation program to provide support, guidance and training to improve the abilities and skills of early care and education teachers and providers working in public elementary schools, child care facilities as defined in Title 22, section 8301-A, subsection 1-A, paragraph B, family child care settings and Head Start programs serving infants and children who are 8 years of age or younger who are experiencing challenging behaviors that put the infants or children at risk of learning difficulties and removal from early learning and education settings, and to improve the abilities and skills of families and foster parents with infants or children who are 8 years of age or younger in the home who are experiencing challenging behaviors that put the infants or children at risk of learning difficulties and removal from early learning and education settings. Any record about a child created as a result of a consultation under this section must be made available to the parents or guardians of that child and may not become part of that child's education record. Fifty percent of the costs related to the program implemented under this section must be paid from funds provided to the department under the federal child and development block grant authorized under the federal Child Care and Development Block Grant Act of 1990.

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Sec. 2. Maine Revised Statutes headnote enacted; revision clause. In the Maine Revised Statutes, Title 34-B, chapter 15, after the chapter headnote, the headnote "subchapter 1, children's mental health program" is enacted and the Revisor of Statutes shall implement this revision when updating, publishing or republishing the statutes.

Sec. 3. Early childhood consultation program. By September 1, 2020, the Department of Health and Human Services shall develop, establish and implement an early childhood consultation program under the Maine Revised Statutes, Title 34-B, chapter 15, subchapter 2, referred to in this section as "the program," to enable trained consultants with expertise in the areas of early childhood development and mental health to work on-site with early care and education teachers and providers working with children to aid them in the use of low-cost or no-cost evidence-based strategies that reduce challenging behaviors in children and promote social-emotional growth; to provide guidance to parents about effective ways to address their children's behavioral difficulties; and to connect children and families to programs, resources and supports that will assist them in their development and success, while addressing barriers to accessing these resources and supports. The department shall design the program in consultation with the national Center of Excellence for Infant and Early Childhood Mental Health Consultation, a project funded by the United States Department of Health and Human Services, Substance Abuse and Mental Health Services Administration, the Children's Cabinet established in Title 5, chapter 439 and key stakeholders in the State, including mental health professionals delivering mental health consultation within the State. In developing the program, the department shall:

1. Develop standards and guidelines to ensure that the program is implemented with primary consideration given to the core elements of evidence-based services as adapted for the State's unique rural character. The guidelines must include effective strengths-based strategies and plans that support children's success across learning environments. The standards must include knowledge of research-informed infant and early childhood mental health practices, family circumstances that affect children's behavior and mental health, developmental science and milestones, mental health, trauma-informed approaches, adverse childhood experiences, sensory processing issues, poverty, disability and community supports, resources and services available to a child and the child's family to alleviate family stress;
2. Explore enhancing cross-sector professional development capacity in the State through partnerships with entities such as the national Center of Excellence for Infant and Early Childhood Mental Health Consultation;
3. Develop and implement a plan for consultants to provide individualized on-site coaching as requested by teachers, caregivers and families. The plan may include professional development in the form of group training and communities of practice that include professionals, such as home visitors or child welfare staff, who work with young children and families. The plan must reinforce and extend the supports provided by early childhood mental health consultants to people providing professional development in early childhood and public school settings;
4. Develop a system for collecting and analyzing implementation data and selected outcomes to identify areas for improvement, promote accountability and provide continuous quality improvement and service delivery to improve child outcomes by

SENATE AMENDMENT

1 providing feedback, including feedback from department staff and community
2 consultation staff. Data collected must include specific data related to age, gender, race
3 and disability;

4 5. Develop and implement a plan for establishing, training and certifying a roster of
5 community-based qualified mental health consultants with the specialized knowledge,
6 skills and experience to effectively coach families, teachers, providers and program
7 directors to promote a child's social and emotional health and reduce challenging
8 behaviors. Early childhood consultants must be mental health professionals licensed
9 under the Maine Revised Statutes, Title 32, section 3831, subsection 2; section 7053,
10 subsection 1, paragraph A; or section 13858, subsection 2 or 3. The training must include
11 training related to the following: trauma; adverse childhood experiences; resilience;
12 trauma-informed practices; child development from birth to 8 years of age including
13 appropriate developmental and behavioral expectations; effects of substance use; sensory
14 processing issues; needs of children with disabilities, including special education law; the
15 State's child protection and foster care system; other disciplines such as occupational
16 therapy, speech therapy, physical therapy and mental health therapy; and public and
17 private supports and services, including the Women, Infants and Children Special
18 Supplemental Food Program of the federal Child Nutrition Act of 1966; the Child
19 Development Services System under Title 20-A, section 7209; the divisions within the
20 Department of Health and Human Services concerned with children's behavioral health
21 services; case management; and entitlement programs. Consultants must also receive
22 training that is regionally appropriate to understand the programs, resources and supports
23 in their region or community in order to link children, families and professionals to them.
24 The training must also include training in cultural competence to ensure consultants
25 understand the needs of the ethnically diverse communities they may be serving and how
26 to form relationships to provide the unique services needed to support those populations;

27 6. Develop and implement a plan for supervision of early childhood consultation and
28 outreach staff that includes administrative, clinical and reflective supervision; and

29 7. Develop and implement a plan in conjunction with staff from the Child
30 Development Services System under the Maine Revised Statutes, Title 20-A, section
31 7209 for how early childhood consultants can support children, families and staff who
32 intersect with the Child Development Services System, particularly as the plan relates to
33 children who are referred for behavior issues.

34 **Sec. 4. Early implementation.** The Department of Health and Human Services
35 shall provide support, guidance and training under the Maine Revised Statutes, Title
36 34-B, chapter 15, subchapter 2 in 5 locations prior to implementation of the statewide
37 voluntary early childhood consultation program in Title 34-B, chapter 15, subchapter 2.

38 **Sec. 5. Report.** The Department of Health and Human Services shall submit a
39 report by January 1, 2021 to the joint standing committee of the Legislature having
40 jurisdiction over health and human services matters regarding the status of the statewide
41 voluntary early childhood consultation program in the Maine Revised Statutes, Title
42 34-B, chapter 15, subchapter 2 and the program's ability to provide support and guidance
43 to families, early care and education teachers and providers working with children. The
44 joint standing committee may submit legislation related to the report to the First Regular
45 Session of the 130th Legislature.

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Sec. 6. Appropriations and allocations. The following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF

Early Childhood Consultation Program N323

Initiative: Allocates funds necessary to design and implement a statewide voluntary early childhood consultation program beginning September 1, 2020.

	2019-20	2020-21
FEDERAL BLOCK GRANT FUND		
All Other	\$424,040	\$440,341
FEDERAL BLOCK GRANT FUND TOTAL	<u>\$424,040</u>	<u>\$440,341</u>

Early Childhood Consultation Program N323

Initiative: Provides ongoing funds for one Regional Education Representative position and one Office Associate II position and related All Other funding necessary to design and implement a statewide voluntary early childhood consultation program beginning September 1, 2020.

	2019-20	2020-21
GENERAL FUND		
POSITIONS - LEGISLATIVE COUNT	2,000	2,000
Personal Services	\$109,446	\$182,876
All Other	\$314,594	\$257,465
GENERAL FUND TOTAL	<u>\$424,040</u>	<u>\$440,341</u>

	2019-20	2020-21
HEALTH AND HUMAN SERVICES, DEPARTMENT OF DEPARTMENT TOTALS		
GENERAL FUND	\$424,040	\$440,341
FEDERAL BLOCK GRANT FUND	\$424,040	\$440,341
DEPARTMENT TOTAL - ALL FUNDS	<u>\$848,080</u>	<u>\$880,682</u>

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

SUMMARY

This amendment changes the responsibility for the statewide voluntary early childhood consultation program from the Department of Education to the Department of

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SENATE AMENDMENT "D" to COMMITTEE AMENDMENT "A" to S.P. 287, L.D. 997 (S-334)

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Health and Human Services and makes other minor changes to reflect the change in responsibility.

FISCAL NOTE REQUIRED

(See attached)

SPONSORED BY:  _____

(Senator BREEN)

COUNTY: Cumberland



129th MAINE LEGISLATURE

LD 997

LR 108(05)

An Act To Promote Social and Emotional Learning and Development for Young Children

Fiscal Note for Senate Amendment "H" to Committee Amendment "A" (S-334)

Sponsor: Sen. Breen of Cumberland

Fiscal Note Required: Yes

Fiscal Note

	FY 2019-20	FY 2020-21	Projections FY 2021-22	Projections FY 2022-23
Net Cost (Savings)				
General Fund	\$0	\$0	\$0	\$0
Appropriations/Allocations				
General Fund	\$0	\$0	\$0	\$0
Other Special Revenue Funds	(\$424,040)	(\$440,341)	(\$446,741)	(\$453,366)
Federal Block Grant Fund	\$424,040	\$440,341	\$446,741	\$453,366
Revenue				
Other Special Revenue Funds	(\$424,040)	(\$440,341)	(\$446,741)	(\$453,366)
Federal Block Grant Fund	\$424,040	\$440,341	\$446,741	\$453,366

Fiscal Detail and Notes

This amendment moves the program to the Department of Health and Human Services and moves half of the funding of the program from Other Special Revenue Funds to the Child Care Development Block Grant.