

MAINE STATE LEGISLATURE

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S.M.C.

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CRIMINAL JUSTICE AND PUBLIC SAFETY

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**STATE OF MAINE
SENATE
129TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 324, L.D. 1092, Bill, "An Act To Amend the Laws Governing Critical Incident Stress Management Teams"

Amend the bill by striking out all of sections 1 to 3 and inserting the following:

Sec. 1. 25 MRSA §4201, sub-§1, as amended by PL 2015, c. 112, §1, is further amended to read:

1. Critical incident. "Critical incident" means a work-related incident that causes or has the potential to cause an employee or member of ~~or emergency dispatcher for a criminal justice public safety agency or an organization involved in emergency care or response,~~ a corrections officer as defined in section 2801-A, subsection 2 or an employee of a county jail or a detention or correctional facility operated by the Department of Corrections to experience emotional or physical stress. "Critical incident" includes, but is not limited to, use-of-force encounters that may result in the death of or serious injury to another person or an officer, member or employee, fatal motor vehicle accidents, child abuse investigations, emergency care or response operations and death investigations.

Sec. 2. 25 MRSA §4201, sub-§§1-A and 1-B are enacted to read:

1-A. Critical incident stress management peer support. "Critical incident stress management peer support" means services provided to an employee or member of a public safety agency or an organization involved in emergency care or response, a corrections officer as defined in section 2801-A, subsection 2 or an employee of a county jail or a detention or correctional facility operated by the Department of Corrections when that person has been involved in a critical incident that can reasonably have a devastating, long-lasting effect on that person. "Critical incident stress management peer support" includes assisting the employee, member or officer to appropriately process the trauma and stress and connecting that person to appropriate resources.

1-B. Critical incident stress management peer support person. "Critical incident stress management peer support person" means a person who provides critical incident stress management peer support and is trained in accordance with national best practices and standards established by rule by the Commissioner of Public Safety. Rules adopted

COMMITTEE AMENDMENT

1 pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375,
2 subchapter 2-A.

3 **Sec. 3. 25 MRSA §4201, sub-§2**, as amended by PL 2015, c. 112, §1, is repealed
4 and the following enacted in its place:

5 **2. Critical incident stress management team.** "Critical incident stress
6 management team" means:

7 A. A team of critical incident stress management peer support persons designated by
8 the chief or director of a public safety agency or of an organization involved in
9 emergency care or response, the sheriff of a county jail or the head of a detention or
10 correctional facility, or that person's designee; or

11 B. A volunteer team coordinator by a nonprofit entity that is trained, in accordance
12 with national best practices and standards established by rule by the Commissioner of
13 Public Safety, to assist and provide critical incident stress management peer support.

14 A critical incident stress management team shall have an established relationship with a
15 licensed mental health clinician who is available for consultation with members of the
16 critical incident stress management team as the members determine to be necessary and
17 for at least one meeting annually with the team. Rules adopted pursuant to this
18 subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.'

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

21 SUMMARY

22 This amendment expands the list of persons who may be served by a critical incident
23 stress management team and changes the description of the employing entity from "a
24 criminal justice agency" to a "public safety agency" and adds an organization involved in
25 emergency care or response or a county jail or a correctional facility operated by the
26 Department of Corrections. The amendment removes reference to cumulative exposure
27 to stress and traumatic incidents added by the bill. The amendment removes from the bill
28 specific types of training, instead requiring training in accordance with national best
29 practices and standards established by the Commissioner of Public Safety and providing
30 routine technical rulemaking authority to the commissioner. The amendment removes the
31 requirement that a critical incident stress management team have as a member a licensed
32 mental health clinician. The amendment requires the critical incident stress management
33 team to have a relationship with a licensed mental health clinician who is available for
34 consultation with members of the team as needed and with the team at least once per
35 year.

FISCAL NOTE REQUIRED
(See attached)



129th MAINE LEGISLATURE

LD 1092

LR 1086(02)

An Act To Amend the Laws Governing Critical Incident Stress Management Teams

Fiscal Note for Bill as Amended by Committee Amendment 'A' (S-54)

Committee: Criminal Justice and Public Safety

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Additional costs to the Department of Public Safety associated with rulemaking can be absorbed within existing budgeted resources.