

MAINE STATE LEGISLATURE

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Date: 6/11/21

(Filing No. H-271)

HEALTH AND HUMAN SERVICES

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
130TH LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 404, L.D. 559, "An Act To Improve the Rights and Basic Protections of Persons with Acquired Brain Injuries"

Amend the bill in Part B in section 4 in the last line (page 7, line 34 in L.D.) by inserting after the following: "2022." the following: 'The Joint Standing Committee on Health and Human Services may report out legislation to the Second Regular Session of the 130th Legislature related to the report.'

Amend the bill by inserting after Part B the following:

PART C

Sec. C-1. Rulemaking. The Department of Health and Human Services, by July 1, 2022, shall adopt rules regarding this Act, including, but not limited to: the rights and basic protections of persons with acquired brain injuries; procedures for the annual instruction for persons receiving brain injury services, service provider staff and others on the rights and basic protections of persons with acquired brain injuries; procedures for hearing grievances of persons with acquired brain injuries; and procedures for the filing and resolution of complaints regarding acquired brain injury services for persons with acquired brain injuries. The department shall consider the recommendations of the task force established in Part B in its adoption of rules under this section. Rules adopted pursuant to this section are routine technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A and are adopted in accordance with the department's rule-making authority under Titles 22, 22-A and 34-B, including, but not limited to, Title 22, section 3089, subsection 3; Title 22-A, section 205, subsection 2; Title 22-A, section 206, subsection 3; and Title 34-B, sections 5604 and 5605.'

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

SUMMARY

This amendment is the unanimous report of the committee. It authorizes the Joint Standing Committee on Health and Human Services to report out legislation to the Second

COMMITTEE AMENDMENT

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COMMITTEE AMENDMENT "A" to H.P. 404, L.D. 559

1 Regular Session of the 130th Legislature related to the report submitted by the task force
2 established in this legislation. It also directs the Department of Health and Human Services
3 to adopt routine technical rules relating to the rights and protections of persons with
4 acquired brain injuries no later than July 1, 2022.

5 **FISCAL NOTE REQUIRED**

6 (See attached)

COMMITTEE AMENDMENT



130th MAINE LEGISLATURE

LD 559

LR 485(02)

An Act To Improve the Rights and Basic Protections of Persons with Acquired Brain Injuries

Fiscal Note for Bill as Amended by Committee Amendment "A" (H-271)
Committee: Health and Human Services

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

This bill adds references to persons with acquired brain injuries to laws providing rights and basic protections to persons with intellectual disabilities or autism, including laws governing grievance procedures. Any additional costs to the Department of Health and Human Services due to these changes are expected to be minor and can be absorbed within existing budgeted resources.