

# MAINE STATE LEGISLATURE

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SAC  
ROTS

L.D. 1424

Date: 6-1-21

(Filing No. H-288)

**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. 1040, L.D. 1424, "Resolve, To Change the Educational Requirements of Behavioral Health Professionals Providing Services for Children"

Amend the resolve in section 1 in subsection 3 in the first 2 lines (page 1, lines 13 and 14 in L.D.) by striking out the following: "with the provider agency required to have a specific plan for supervision and training documented in the personnel file of the employee" and inserting the following: 'with training and oversight as determined by the department in addition to the training provided for certification as a behavioral health professional'

Amend the resolve in section 1 by inserting after subsection 3 the following:

'In adopting rules under this section, the Department of Health and Human Services shall ensure that the training and oversight requirements for persons with a high school diploma or equivalent are consistent in both Section 28 and Section 65 of the department's rule Chapter 101: MaineCare Benefits Manual, Chapter II.'

Amend the resolve by inserting after section 2 the following:

**'Sec. 3. Appropriations and allocations. Resolved:** That the following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES, DEPARTMENT OF  
Medicaid Services - Developmental Services Z210**

Initiative: Provides allocations for the Department of Health and Human Services to amend its rule Chapter 101: MaineCare Benefits Manual, Chapter II, Section 28 and Section 65 to change the educational requirements for all behavioral health professionals providing services for children.

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2021-22</b>	<b>2022-23</b>
All Other	\$317,958	\$423,944
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$317,958</b>	<b>\$423,944</b>

**COMMITTEE AMENDMENT**

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**Medical Care - Payments to Providers 0147**

Initiative: Provides funding for the Department of Health and Human Services to amend its rule Chapter 101: MaineCare Benefits Manual, Chapter II, Section 28 and Section 65 to change the educational requirements for all behavioral health professionals providing services for children.

<b>GENERAL FUND</b>	<b>2021-22</b>	<b>2022-23</b>
All Other	\$1,556,025	\$2,089,994
<b>GENERAL FUND TOTAL</b>	<u>\$1,556,025</u>	<u>\$2,089,994</u>

<b>FEDERAL EXPENDITURES FUND</b>	<b>2021-22</b>	<b>2022-23</b>
All Other	\$3,425,322	\$4,551,802
<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<u>\$3,425,322</u>	<u>\$4,551,802</u>

<b>HEALTH AND HUMAN SERVICES, DEPARTMENT OF DEPARTMENT TOTALS</b>	<b>2021-22</b>	<b>2022-23</b>
<b>GENERAL FUND</b>	<b>\$1,556,025</b>	<b>\$2,089,994</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>\$3,425,322</b>	<b>\$4,551,802</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$317,958</b>	<b>\$423,944</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<u><b>\$5,299,305</b></u>	<u><b>\$7,065,740</b></u>

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

**SUMMARY**

This amendment, which is the unanimous report of the committee, amends the resolve to provide that a high school diploma or equivalent is sufficient to receive behavioral health professional training as long as there is training and oversight as determined by the Department of Health and Human Services in addition to the training provided for certification as a behavioral health professional. The amendment provides that in adopting rules related to the training and oversight, the department must ensure that the requirements are consistent in both Section 28 and Section 65 of the department's rule Chapter 101: MaineCare Benefits Manual, Chapter II. The amendment also adds an appropriations and allocations section.

**FISCAL NOTE REQUIRED**  
(See attached)

**COMMITTEE AMENDMENT**



# 130th MAINE LEGISLATURE

LD 1424

LR 1106(02)

Resolve, To Change the Educational Requirements of Behavioral Health Professionals Providing Services for Children

Fiscal Note for Bill as Amended by Committee Amendment *A<sup>m</sup>(H-288)*

Committee: Health and Human Services

Fiscal Note Required: Yes

## Fiscal Note

	FY 2021-22	FY 2022-23	Projections FY 2023-24	Projections FY 2024-25
<b>Net Cost (Savings)</b>				
General Fund	\$1,556,025	\$2,089,994	\$2,095,522	\$2,095,522
<b>Appropriations/Allocations</b>				
General Fund	\$1,556,025	\$2,089,994	\$2,095,522	\$2,095,522
Federal Expenditures Fund	\$3,425,322	\$4,551,802	\$4,546,274	\$4,546,274
Other Special Revenue Funds	\$317,958	\$423,944	\$423,944	\$423,944
<b>Revenue</b>				
Federal Expenditures Fund	\$3,425,322	\$4,551,802	\$4,546,274	\$4,546,274
Other Special Revenue Funds	\$317,958	\$423,944	\$423,944	\$423,944

### Fiscal Detail and Notes

The bill includes General Fund appropriations to the Department of Health and Human Services of \$1,556,025 in fiscal year 2021-22 and \$2,089,994 in fiscal year 2022-23 for the Department of Health and Human Services to amend its rule Chapter 101: MaineCare Benefits Manual, Chapter II, Section 28 and Section 65 to change the educational requirements for all behavioral health professionals providing services for children. Federal Expenditures Fund allocations are also included for the FMAP match and Other Special Revenue Funds allocations for the Service Provider Tax.