

# MAINE STATE LEGISLATURE

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# 130th MAINE LEGISLATURE

## SECOND REGULAR SESSION-2022

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Legislative Document

No. 1769

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H.P. 1320

House of Representatives, December 2, 2021

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### **An Act To Align the Child and Family Services and Child Protection Act with Federal Law**

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Submitted by the Department of Health and Human Services pursuant to Joint Rule 203.

Received by the Clerk of the House on November 30, 2021. Referred to the Committee on Health and Human Services pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

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

ROBERT B. HUNT  
Clerk

Presented by Representative MEYER of Eliot.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 22 MRSA §4037-A, sub-§1**, as enacted by PL 2011, c. 402, §5, is amended  
3 to read:

4 **1. Extended care requirements.** A person who is 18, 19 or 20 years of age and who  
5 attained 18 years of age while in the care and custody of the State department may continue  
6 to receive care and support if the person:

7 A. Is enrolled in secondary school or its equivalent or is enrolled in postsecondary or  
8 career and technical school;

9 B. Is participating in a program or activity that promotes employment or removes  
10 barriers to employment;

11 C. Is employed for at least 80 hours per month; or

12 D. Is found to be in special circumstances, including but not limited to being incapable  
13 of qualifying under paragraphs A to C due to a documented medical or behavioral  
14 health condition.

15 **SUMMARY**

16 Under the Child and Family Services and Child Protection Act, extended care  
17 requirements apply to certain persons who are 18 to 20 years of age and who attained 18  
18 years of age while in the care and custody of the State. In order to comply with federal  
19 law, this bill limits the application of those requirements to certain persons who are 18 to  
20 20 years of age and who attained 18 years of age while in the care and custody of the  
21 Department of Health and Human Services.