

# MAINE STATE LEGISLATURE

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Date 6/6/23

L D 1417  
(Filing No H-357)

**HEALTH AND HUMAN SERVICES**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
131ST LEGISLATURE  
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT "A" to HP 913, L D 1417, "An Act Regarding State Review of Compliance with Licensing Rules of Certain Facilities and Programs Having National Accreditation"

Amend the bill by striking out the title and substituting the following

**'Resolve, to Ensure Efficiency and Effectiveness in Maine's Licensing and Certification of Behavioral Health Services'**

Amend the bill by striking out everything after the title and inserting the following

**'Sec. 1. Department of Health and Human Services to eliminate duplicate licensing visits and surveys. Resolved:** That the Department of Health and Human Services shall ensure that its rule under 14-193 C M R Chapter 6 Licensing of Mental Health Facilities avoids, as far as possible, standards that require duplicate licensing visits and surveys of behavioral health agencies and allows instead any equivalent standards by either national or state accrediting or licensing bodies The rules must ensure that services are safe and meet quality requirements, license behavioral services by agency and not by service or facility site unless prohibited by federal Department of Justice, Drug Enforcement Administration or other applicable federal requirements and reduce duplication of effort resulting in the least administrative burden on providers as possible The department shall submit a report, no later than February 15, 2024, to the Joint Standing Committee on Health and Human Services with progress meeting the requirements of this resolve The Joint Standing Committee on Health and Human Services may report out a bill to the Second Regular Session of the 131st Legislature if it determines that more legislative action is necessary'

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

**SUMMARY**

This amendment replaces the bill with a resolve It requires the Department of Health and Human Services to ensure that its rule governing the licensing of mental health

**COMMITTEE AMENDMENT**

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COMMITTEE AMENDMENT "A" to H P 913, L D 1417

1 facilities avoids, as much as possible, standards that require duplicate licensing visits and  
2 surveys of behavioral health agencies and allows instead any equivalent standards by either  
3 national or state accrediting or licensing bodies The rules must ensure that services are  
4 safe and meet quality requirements, license by agency and not by service or facility site  
5 unless prohibited by federal Department of Justice, Drug Enforcement Administration or  
6 other applicable federal requirements and reduce duplication of effort on the part of  
7 providers as much as possible The department must submit a report on progress, no later  
8 than February 15, 2024, to the Joint Standing Committee on Health and Human Services,  
9 and the committee is authorized to report out a bill to the Second Regular Session of the  
10 131st Legislature if more legislative action is necessary

11 **FISCAL NOTE REQUIRED**

12 (See attached)

**COMMITTEE AMENDMENT**



# 131st MAINE LEGISLATURE

LD 1417

LR 1203(02)

**An Act Regarding State Review of Compliance with Licensing Rules of Certain Facilities and Programs Having National Accreditation**

**Fiscal Note for Bill as Amended by Committee Amendment**

**Committee: Health and Human Services**

**Fiscal Note Required: Yes**

*A (H-357)*

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## Fiscal Note

Minor cost increase - General Fund

### Fiscal Detail and Notes

- Any additional costs to the Department of Health and Human Services to adopt the changes in this bill and report back on progress are expected to be minor and can be absorbed within existing budgeted resources