

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND FOURTEENTH LEGISLATURE
FIRST SPECIAL SESSION

August 21, 1989 to August 22, 1989

and

SECOND REGULAR SESSION

January 3, 1990 to April 14, 1990

THE GENERAL EFFECTIVE DATE FOR
NON-EMERGENCY LAWS IS
July 14, 1990

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
1990

RESOLVES
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION

of the
ONE HUNDRED AND FOURTEENTH LEGISLATURE

January 3, 1990 to April 14, 1990

is completed, the Executive Director of the Legislative Council shall convene the first meeting within 30 days of the final appointment. At the first meeting, the commission shall elect a chair from among its members. To the extent possible, all meetings must be held in Orono; and be it further

Sec. 4. Report. Resolved: That the commission shall present its findings, together with any recommended legislation, to the First Regular Session of the 115th Legislature and the Office of the Chancellor by December 1, 1990; and be it further

Sec. 5. Compensation. Resolved: That all members of the commission, with the exception of the ex officio members, are entitled to reimbursement for expenses upon application to the Executive Director of the Legislative Council; and be it further

Sec. 6. Funding. Resolved: That funding for this study must be made available from the existing budgeted resources of the University of Maine System.

Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

Effective April 24, 1990.

CHAPTER 102

S.P. 962 - L.D. 2429

Resolve, to Direct the Department of Human Services to Develop a Proposal to Adequately Address the Housing Needs of Aid to Families with Dependent Children Recipients

Preamble. Whereas, the Commission to Evaluate the Adequacy of the Aid to Families with Dependent Children Need and Payment Standards finds that the rising cost of housing, the inadequacy of the aid to families with dependent children granted to meet these costs and the existing fragmented approach of low-income housing assistance that does not adequately address the housing problem are barriers to adequate housing; now, therefore, be it

Sec. 1. Department duties. Resolved: That the Department of Human Services shall:

1. Review the findings of the Commission to Evaluate the Adequacy of the Aid to Families with Dependent Children Need and Payment Standards;

2. Investigate the extent to which federal matching funds may be maximized to meet the housing needs of aid

to families with dependent children recipients, including money expended in general assistance, emergency assistance, the Low-income Home Energy Assistance Program and the Maine Residents Property Tax Program; and

3. Develop a proposal to adequately meet the housing needs of recipients of aid to families with dependent children and to maximize federal matching funds and report those recommendations to the joint standing committee of the Legislature having jurisdiction over human resource matters and the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs in the First Regular Session of the 115th Legislature; and be it further

Sec. 2. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

	1990-91
HUMAN SERVICES, DEPARTMENT OF	
Administration - Income Maintenance	
Personal Services	\$16,000
All Other	13,000
TOTAL	\$29,000

Provides funds for a project position, computer programming and printing costs associated with the directive to address the housing needs of aid to families with dependent children recipients.

Medical Care - Payments to Providers

All Other	(\$29,000)
Deappropriates excess funds from the Maine Managed Care Insurance Plan Demonstration project.	

DEPARTMENT OF HUMAN SERVICES	
TOTAL	\$ -0-

; and be it further

Sec. 3. Allocation. Resolved: That the following funds are allocated from the Federal Expenditure Fund to carry out the purposes of this resolve.

1990-91

HUMAN SERVICES, DEPARTMENT OF

Administration - Income Maintenance

All Other \$13,000

Provides federal matching funds for computer programming and printing costs associated with the directive to address the housing needs of aid to families with dependent children recipients.

DEPARTMENT OF HUMAN SERVICES
TOTAL \$13,000

See title page for effective date.

CHAPTER 103

S.P. 704 - L.D. 1842

Resolve, to Establish a Medicaid Plan for Children and Families

Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, there are many children and families in crisis situations awaiting the availability of case management and other community support services; and

Whereas, Maine is losing millions of dollars each year in federal Medicaid revenue for services vitally necessary to Maine families; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Interdepartmental planning. Resolved: That the Department of Human Services, Bureau of Medical Care has the responsibility for the development and implementation of the Medicaid Plan for Children and Families. The following agencies shall provide assistance to the bureau in the development and implementation: the Department of Human Services, Bureau of Child and Family Services; the Department of Educational and Cultural Services, Bureau of Instructions, Division of Special Education; the Department of Corrections, Bureau of Juvenile Corrections; and the De-

partment of Mental Health and Mental Retardation, Bureau of Children with Special Needs. The plan should identify new options or uses of Medicaid in funding child and family services and must include a means to secure any necessary federal approval as expeditiously as possible.

The interdepartmental council shall coordinate the interdepartmental planning effort and shall assign such resources as may be available to it; and be it further

Sec. 2. Definitions. Resolved: That as used in this resolve, unless the context otherwise indicates, the following terms have the following meanings.

1. Children and families. "Children and families" means individuals and their families who are or might be Medicaid eligible, and who are served or might be served by one of the 4 agencies which comprise the interdepartmental council.

2. Community support services. "Community support services" includes, but is not limited to, the following services: case management, therapeutic foster care, group care, residential treatment, in-home family support services and other related services.

3. Interdepartmental council. "Interdepartmental council" means the Committee for the Interdepartmental Coordination of Services to Children and Families as established by the Maine Revised Statutes, Title 34-B, section 1214.

4. Medicaid. "Medicaid" refers to that portion of the federal Social Security Act which provides financial support to the states for medical care; and be it further

Sec. 3. Preliminary interdepartmental planning process. Resolved: That the preliminary interdepartmental planning process must be completed by December 31, 1990. Quarterly progress reports must be submitted to the Joint Standing Committee on Appropriations and Financial Affairs. The preliminary planning process must include development of a work plan which establishes tasks to be accomplished and identifies each agency's responsibilities, including:

1. Collation of information. Collation of information on potential uses of Medicaid in supporting community-based child and family services;

2. Identification of goals. Identification and collation of existing goals, objectives and services from the 4 departments potentially eligible for funding under Medicaid;

3. Determination of administrative capability. Determination of each agency's administrative capability to meet Medicaid provider requirements and determina-