

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINETEENTH LEGISLATURE

FIRST REGULAR SESSION
December 2, 1998 to June 19, 1999

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 18, 1999

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
1999

Salary Plan program, referred to in section 2 of this Part, in the amount of \$337,000 for the fiscal year ending June 30, 2000 and in the amount of \$732,000 for the fiscal year ending June 30, 2001, to implement the economic terms of the collective bargaining agreements made between the Judicial Department and the Maine State Employees Association for the administrative services bargaining unit, the supervisory bargaining unit and the professional bargaining unit and for the costs of those Judicial Department employees excluded from collective bargaining pursuant to the Maine Revised Statutes, Title 26, section 1282, subsection 5, paragraphs C, D, E, F and G.

Sec. C-2. Transfer from the Salary Plan program and special account funding. The Salary Plan program in the Department of Administrative and Financial Services may be made available as needed through allotment by financial order, upon the recommendation of the State Budget Officer and approval of the Governor, to be used for the implementation of collective bargaining agreements for employees of the Judicial Department in fiscal years 1999-00 and 2000-01. Positions supported from sources other than the General Fund must be funded whenever possible from those other sources.

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

Effective June 9, 1999.

CHAPTER 35

H.P. 621 - L.D. 861

An Act to Create a Seamless Treatment Plan for the Adult Offender with Substance Abuse Problems

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

Whereas, substance abuse is a serious problem that affects the majority of adults who become part of the population of the Department of Corrections; and

Whereas, comprehensive substance abuse treatment may help reduce the rate of recidivism for many prisoners; and

Whereas, creating and implementing a comprehensive substance abuse treatment plan as soon as possible is in the best interest of those in the custody of the Department of Corrections, as well as the public; 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 enacted by the People of the State of Maine as follows:

Sec. 1. Comprehensive substance abuse treatment program for adult offenders in the Department of Corrections. The Department of Corrections and the Department of Mental Health, Mental Retardation and Substance Abuse Services, Office of Substance Abuse shall take action to create, implement and operate a comprehensive residential substance abuse treatment program for adults committed to the custody of the Department of Corrections. The program must include uniform clinical assessment of prisoners to identify substance abuse problems, to ensure access to the program that facilitates participation of the prisoner and the prisoner's family and to provide a system to monitor treatment progress and a follow-through mechanism to ensure treatment completion. In formulating its treatment program, the department may consider other states' model programs, including the State of New York Department of Correctional Services "Stay'n Out" therapeutic community program.

Sec. 2. Report. The Department of Corrections and the Department of Mental Health, Mental Retardation and Substance Abuse Services, Office of Substance Abuse shall present a proposal to implement and fund the comprehensive substance abuse treatment program to the Joint Standing Committee on Criminal Justice by May 1, 1999. The proposal must also include a plan for annual reporting to the Joint Standing Committee on Criminal Justice on the progress in implementing and providing substance abuse treatment programs.

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

Effective June 10, 1999.

CHAPTER 36

H.P. 1533 - L.D. 2186

An Act to Authorize York County to Hold Bond Referenda for New County Facilities

Mandate preamble. This measure requires one or more local units of government to expand or modify activities so as to necessitate additional