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Date: (Filing No. S- )

**HEALTH AND HUMAN SERVICES**

Reproduced and distributed under the direction of the Secretary of the Senate.

**STATE OF MAINE**

**SENATE**

**132ND LEGISLATURE**

**FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 221, L.D. 503, “An Act Regarding the Substance Use Disorder Services Commission”

Amend the bill by striking out everything after the enacting clause and inserting the following:

**Sec. 1. 5 MRSA §20065, sub-§1**, as amended by PL 2019, c. 432, §1, is further amended to read:

**1. Members; appointment.** The Substance Use Disorder Services Commission, as established by section 12004-G, subsection 13-C, consists of ~~18~~ 19 members.

**Sec. 2. 5 MRSA §20065, sub-§2**, as amended by PL 2019, c. 432, §1, is further amended to read:

**2. Qualifications.** To be qualified to serve, members must have education, training, experience, knowledge, expertise and interest in substance use disorder in the areas of intervention, harm reduction, prevention, treatment and recovery. Members must reflect experiential diversity from across the State and must have demonstrated active participation in issues related to substance use disorder.

**Sec. 3. 5 MRSA §20065, sub-§3, ¶C**, as amended by PL 2019, c. 432, §1, is further amended to read:

C. One ~~public school administrator~~ representative from the field of education who has experience with school-based substance use disorder intervention, prevention and education programs, appointed by the Governor;

**Sec. 4. 5 MRSA §20065, sub-§3, ¶D**, as enacted by PL 1993, c. 410, Pt. LL, §12, is repealed.

**Sec. 5. 5 MRSA §20065, sub-§3, ¶H**, as amended by PL 2019, c. 432, §1, is further amended to read:

H. One substance use disorder intervention practitioner, one substance use disorder harm reduction practitioner, one substance use disorder prevention practitioner, one

**COMMITTEE AMENDMENT**

1 substance use disorder treatment practitioner and one substance use disorder recovery  
2 practitioner, appointed by the Governor;

3 **Sec. 6. 5 MRSA §20065, sub-§3, ¶J**, as amended by PL 2019, c. 432, §1, is further  
4 amended to read:

5 J. ~~Three~~ Four members of the public with experience in substance use disorder,  
6 appointed by the Governor. In appointing these ~~3~~ 4 members, the Governor shall select  
7 members who are actively involved in the areas of:

8 (6) Co-occurring disorder services;

9 (7) Employment; ~~and~~

10 (8) Substance use disorder recovery; ~~and~~

11 (9) Representation of federally recognized Indian nations, tribes or bands.

12 **Sec. 7. 5 MRSA §20065, sub-§4, ¶A**, as amended by PL 2019, c. 432, §1, is further  
13 amended to read:

14 A. The terms of the ~~3~~ 4 public members appointed under subsection 3, paragraph J are  
15 for terms of 3 years, except that a member appointed to fill a vacancy in an unexpired  
16 term serves only for the remainder of that term. Members hold office until the  
17 appointment and confirmation of their successors. A public member may not be  
18 appointed for more than 2 consecutive, 3-year terms.

19 **Sec. 8. 5 MRSA §20065, sub-§6**, as enacted by PL 1993, c. 410, Pt. LL, §12, is  
20 amended to read:

21 **6. Officers; bylaws.** The Governor shall designate one member to chair the  
22 commission. The commission may elect other officers from its members as it considers  
23 appropriate. The commission shall adopt bylaws for the operations of the commission.

24 **Sec. 9. 5 MRSA §20065, sub-§7**, as enacted by PL 1993, c. 410, Pt. LL, §12, is  
25 amended to read:

26 **7. Subcommittees.** The commission may appoint from its membership  
27 subcommittees relating to particular problem areas or other matters, ~~provided that as long~~  
28 as the commission functions as an integrated committee as set forth in the bylaws.

29 **Sec. 10. 5 MRSA §20066**, as enacted by PL 1993, c. 410, Pt. LL, §12, is amended  
30 to read:

31 **§20066. Meetings; compensation; quorum**

32 **1. Calling meetings.** The commission shall meet at the call of the chair or at the call  
33 of at least 1/4 of the members appointed and currently holding office.

34 **2. Frequency of meetings.** The commission shall meet at least ~~12~~ 6 times a year and  
35 at least once a every other month.

36 **3. Minutes.** The commission shall keep minutes of all full commission meetings,  
37 including a list of people in attendance. The commission shall ~~immediately send post~~  
38 copies of the approved minutes to the Governor and the leadership of the Legislature, who  
39 shall provide for their appropriate distribution and retention in a place of safekeeping a  
40 publicly accessible website.



1 member who is a representative from the field of education who has experience with  
2 school-based substance use intervention, prevention and education programs;

3 3. It removes the member who is an elementary school educator;

4 4. It adds a member who is a substance use disorder harm reduction practitioner;

5 5. It increases the number of members of the public on the commission from 3 to 4  
6 members and includes among the individuals from whom the Governor may select, in  
7 making appointments of members of the public, individuals who are actively involved in  
8 the representation of federally recognized Indian tribes, nations or bands;

9 6. It adds language requiring the commission to adopt bylaws;

10 7. It reduces the number of required meetings from 12 to 6 per year and requires  
11 meetings at least every other month rather than monthly;

12 8. It clarifies that the commission is required to keep minutes of all full commission  
13 meetings, and it replaces language requiring that approved minutes must be sent to the  
14 Legislature and Governor with language requiring that minutes be posted on a publicly  
15 accessible website;

16 9. It adds to the duties of the commission advising, consulting and assisting the  
17 Governor, the executive and legislative branches and the Chief Justice of the Supreme  
18 Judicial Court in matters related to substance use disorder intervention, harm reduction,  
19 treatment and recovery;

20 10. It adds harm reduction to the topics for which the commission serves as an advocate  
21 and resource for the State; and

22 11. It provides that the commission is required to make recommendations relating to  
23 substance use disorder to the Legislature.

24 **FISCAL NOTE REQUIRED**

25 **(See attached)**