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Date: (Filing No. H-)

HEALTH AND HUMAN SERVICES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
130TH LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 813, L.D. 1135, “An Act Regarding Substance Use Disorder Treatment Services and Increasing Reimbursement Rates for Those Services”

Amend the bill by inserting after the title and before the enacting clause the following:

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

Whereas, the prevalence of pandemic isolation related to COVID-19 for people living with mental health challenges and substance use disorder has increased the risk of harm and, in too many instances, drug-related fatalities; and

Whereas, the providers of substance use disorder services are experiencing an economic hardship that they won't be able to sustain; and

Whereas, the waiting lists for substance use disorder treatment services are increasing and the current reimbursement rate is not sufficient to attract and maintain enough providers to meet the growing need; and

Whereas, this legislation needs to take effect as soon as possible in order to support these much needed services; 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,'

Amend the bill in section 4 in the 2nd line (page 1, line 21 in L.D.) by striking out the following: "January 1, 2022" and inserting the following: 'October 1, 2021'

Amend the bill in section 4 in the last line (page 1, line 24 in L.D.) by inserting after the following: "25%." the following: 'The effective date of the reimbursement required by this section must be July 1, 2021.'

COMMITTEE AMENDMENT

1 Amend the bill in section 5 in the 2nd line (page 1, line 26 in L.D.) by striking out the
2 following: "January 1, 2022" and inserting the following: 'October 1, 2021'

3 Amend the bill in section 5 in subsection 1 in the last line (page 1, line 32 in L.D.) by
4 inserting after the following: "25%" the following: '. The effective date of the
5 reimbursement required by this subsection must be July 1, 2021'

6 Amend the bill in section 5 in subsection 2 (page 1, line 33 in L.D.) by inserting after
7 the following: "methodology." the following: 'The effective date of the reimbursement
8 amendment required by this subsection must be July 1, 2021.'

9 Amend the bill in section 6 in the 2nd line (page 1, line 35 in L.D.) by striking out the
10 following: "January 1, 2022" and inserting the following: 'October 1, 2021'

11 Amend the bill by adding before the summary the following:

12 **'Emergency clause.** In view of the emergency cited in the preamble, this legislation
13 takes effect when approved.'

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

16 SUMMARY

17 This amendment, which is the unanimous report of the committee, adds an emergency
18 preamble and emergency clause. It changes the date, from January 1, 2022 to October 1,
19 2021, by which the Department of Health and Human Services is required to adopt rules
20 regarding outpatient services for substance use disorder, substance use disorder treatment
21 facilities, detoxification services and lengths of stay permitted in a rehabilitation facility.
22 It also makes the increased reimbursement rates retroactive to July 1, 2021.