# 130th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2021

### Resolve, Directing the Department of Health and Human Services To Update the Rights of Recipients of Mental Health Services

Reference to the Committee on Health and Human Services suggested and ordered printed.

*R(t B. Hunt*

ROBERT B. HUNT
Clerk

Presented by Representative STOVER of Boothbay.
Cosponsored by Representatives: CRAVEN of Lewiston, DODGE of Belfast, HARNETT of Gardiner, MADIGAN of Waterville, McCREIGHT of Harpswell, TEPLER of Topsham, WARREN of Hallowell.

1    **Sec. 1. Department of Health and Human Services to update the rights of**
2    **recipients of mental health services. Resolved:** That, by January 1, 2022, the
3    Department of Health and Human Services shall by rule update the rights of recipients of
4    mental health services pursuant to the Maine Revised Statutes, Title 34-B, sections 3003
5    and 15002. The revisions must align with contractual agreements with service providers,
6    current federal and state privacy laws and best practices for the delivery of clinically
7    appropriate assessment and treatment models for persons with mental illness and reflect
8    the following:

9         1. Current titles, names and language;

10        2. Best practice treatment models;

11        3. Updated grievance processes;

12        4. Current methods and modes of communication; and

13        5. Current mental health services delivery structure.

14        Rules adopted pursuant to this resolve are major substantive rules as defined in Title 5,
15    chapter 375, subchapter 2-A.

16                                    **SUMMARY**

17        This resolve directs the Department of Health and Human Services to update the rights
18    of recipients of mental health services regarding treatment, the delivery structure and the
19    entities that oversee the safe and effective delivery of mental health services, including to
20    align the rights with contractual agreements with service providers, current federal and state
21    privacy laws and best practices for the delivery of clinically appropriate assessment and
22    treatment models for persons with mental illness.