1	L.D. 907
2	Date: (Filing No. H-)
3	HEALTH AND HUMAN SERVICES
4	Reproduced and distributed under the direction of the Clerk of the House.
5	STATE OF MAINE
6	HOUSE OF REPRESENTATIVES
7	131ST LEGISLATURE
8	FIRST SPECIAL SESSION
9 10	COMMITTEE AMENDMENT "" to H.P. 563, L.D. 907, "An Act to Meet the Needs of Individuals with Severe Behavioral Health Diagnoses"
11 12	Amend the bill by striking out everything after the enacting clause and inserting the following:
13	'Sec. 1. 34-B MRSA §1228 is enacted to read:
14	<u>§1228. Contingency fund</u>
15 16 17 18 19 20	The department shall establish and maintain a contingency fund, referred to in this section as "the fund," to provide supplemental assistance for children and adults with severe behavioral health diagnoses when those needs are not met by other state or federal programs. The fund is nonlapsing and must be used to supplement, not supplant, other expenditures by the department to assist children and adults with severe behavioral health diagnoses.
21 22	<u>1. Funds.</u> Money in the fund may be used by the department to assist a child or adult with a severe behavioral health diagnosis in the following ways:
23 24	<u>A.</u> To support enhanced reimbursement rates or additional staffing needs in the child's or adult's home or community;
25	B. To fund physical accommodations that ensure the child's or adult's home is safe; or
26 27	C. To address other needs identified by the child's or adult's family or providers of services that are necessary to support the child's or adult's need.
28 29 30	2. Sources of fund; maximum expenditures. All money appropriated by the State for the purposes of the fund must be deposited into the fund. Expenditures from the fund may not exceed \$100,000 in any fiscal year.
31 32 33	3. Rulemaking. The department may adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

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COMMITTEE AMENDMENT

1 2	Sec. 2. Appropriations and allocations. T allocations are made.	The following	g appropria	ations and	
3	HEALTH AND HUMAN SERVICES, DEPARTMENT OF				
4	Office of Substance Abuse and Mental Health Services Z199				
5 6 7	Initiative: Provides ongoing appropriations for a contingency fund to provide supplemental assistance for children and adults with severe behavioral health diagnoses when those needs are not met by other state or federal programs.				
8 9 10	GENERAL FUND All Other	202 \$100	3-24 0,000	2024-25 \$100,000	
11	GENERAL FUND TOTAL	\$100	,000	\$100,000	
12	1				
13 14	Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.				
15	SUMMARY				
16 17 18 19 20 21 22 23	This amendment replaces the bill, which is a concept draft. It requires the Department of Health and Human Services to establish a contingency fund to provide supplemental assistance for children and adults with severe behavioral health diagnoses when those needs are not otherwise met by existing state or federal programs. The fund is a nonlapsing fund, and expenditures are capped at \$100,000 per fiscal year. The funds may be used to support additional staffing, enhanced reimbursement rates, physical accommodations or other identified needs. Expenditures from the fund must be used to supplement, not supplant, other departmental expenditures.				
24	FISCAL NOTE REQUIRED				
25	(See attached)				

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COMMITTEE AMENDMENT