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Date: (Filing No. H-)

CRIMINAL JUSTICE AND PUBLIC SAFETY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
129TH LEGISLATURE
SECOND SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1073, L.D. 1466, “An Act To Allow Community-based Organizations To Participate in Diversion Projects for Persons with Substance Use Disorder”

Amend the bill by striking out the title and substituting the following:
'An Act To Amend the Substance Use Disorder Assistance Program'
Amend the bill by striking out everything after the enacting clause and inserting the following:

'Sec. 1. 25 MRSA Pt. 13, headnote is amended to read:

PART 13

~~**SUBSTANCE USE DISORDER ASSISTANCE LAW ENFORCEMENT ASSISTED DIVERSION**~~

Sec. 2. 25 MRSA c. 601, headnote is amended to read:

CHAPTER 601

~~**SUBSTANCE USE DISORDER ASSISTANCE PROGRAM LAW ENFORCEMENT ASSISTED DIVERSION PROGRAM**~~

Sec. 3. 25 MRSA §5101, as amended by PL 2019, c. 343, Pt. CCCCC, §1, is further amended to read:

~~**§5101. Substance Use Disorder Assistance**~~ **Law Enforcement Assisted Diversion Program**

~~**1. Substance Use Disorder Assistance**~~ **Law Enforcement Assisted Diversion Program.** The ~~Substance Use Disorder Assistance~~ Law Enforcement Assisted Diversion

COMMITTEE AMENDMENT

1 Program is established to support persons with presumed substance use disorder by
2 providing grants to municipalities ~~and~~, counties and community-based organizations in
3 partnership with municipal or county law enforcement agencies to carry out programs
4 designed to reduce substance use, substance use-related crimes and recidivism. As used in
5 this chapter, "community-based organization" means a nonprofit community organization
6 that provides substance use disorder services to individuals, including, without limitation,
7 substance use assessment, treatment, education and support group services.

8 **2. Eligibility; program targets; programs.** Grants may be awarded to:

9 A. Municipal or county governments ~~or~~, regional jails or community-based
10 organizations in partnership with municipal or county law enforcement agencies for
11 programs designed to assist persons with presumed substance use disorder by using
12 liaison strategies both before and after arrest to refer alleged low-level offenders into
13 community-based treatment and support services. Programs may include, but are not
14 limited to:

15 (1) Referral of participants in the ~~Substance Use Disorder Assistance Law~~
16 Enforcement Assisted Diversion Program under subsection 1 to evidence-based
17 treatment programs, including medically assisted treatment; and

18 (2) Provision of case management services to participants in the ~~Substance Use~~
19 Disorder Assistance Law Enforcement Assisted Diversion Program under
20 subsection 1 in order to secure appropriate treatment and support services such as
21 housing, health care, job training and mental health services for participants in the
22 ~~Substance Use Disorder Assistance Law Enforcement Assisted Diversion~~
23 Program;

24 B. County governments for programs in county jails designed to facilitate the
25 accessing by persons with presumed substance use disorder of post-adjudication
26 diversion and reentry programs. Programs may include, but are not limited to:

27 (1) Provision of evidence-based treatment programs, including medically assisted
28 treatment, to jail inmates; and

29 (2) Provision of case management or other support services to participants in the
30 ~~Substance Use Disorder Assistance Law Enforcement Assisted Diversion~~ Program
31 under subsection 1 to assist in transition from jail upon release; and

32 C. Municipal governments or community-based organizations in partnership with
33 municipal or county law enforcement agencies for programs designed to facilitate
34 pathways to community-based treatment, recovery and support services for persons
35 with substance use disorder who present themselves to municipal law enforcement
36 agencies and request assistance and referral to evidence-based treatment programs,
37 including medically assisted treatment.

38 **3. Requirements.** A grant application for a program described in subsection 2 must
39 include the following:

40 A. A statement of purpose and measurable goals for the program and use for the funds;
41 and

42 B. The elements of the program, which must include the targeted population, the
43 nature of services or assistance to be provided and expected outcomes.

