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January 29, 2021

Ms Debra White, Hearing Specialist
DHHS, Office of Child and Family Services
11 State House Station
Augusta, Me 04333-0011

Re: Submission of provisional rule for legislative review

Dear Ms. White:

This letter is to acknowledge our receipt of the major substantive rule provisionally adopted by the **Department of Health and Human Services, Office of Child and Family Services** and related materials filed pursuant to 5 MRSA §8072, sub-§2. They were received on **January 8, 2021**. The provisional rule is entitled: "**Ch. 21: Rules for the Provision of Payments for Residential Programs Servicing Children**", and is authorized pursuant to **22 MRS § 3174-Z and § 4062**.

We have reviewed the filing and have concluded it is sufficiently complete for the purposes of beginning the review process and that the rule was filed within the legislative rule acceptance period as defined in 5 MRSA §8071-A, sub-§2. The Legislature will review and act upon the rule. Please be advised that the **Department of Health and Human Services, Office of Child and Family Services** may not finally adopt or implement the rule until the Legislature has completed its review.

A legislative resolve will be prepared and introduced in the House of Representatives to allow for legislative review and action upon the provisionally adopted rule during this regular session of the Legislature. Once the resolve has been referred to the legislative committee having jurisdiction, the committee will review the rule at a meeting called for that purpose. As part of the review the committee may ask agency representatives to appear before it to explain certain provisions of the rule or answer questions. In addition the committee may request additional information from the agency that may assist the committee in its review.

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The committee review process will include application of the review criteria of 5 MRSA §8072, sub-§4 to the rule. The committee may hold a public hearing and work sessions on the bill as it does with other bills and your agency will be notified of the committee hearing or work sessions as they are scheduled.

The resolve regarding the provisional rule will not contain the text of the rule; you should anticipate receiving requests from the public for copies of the rule if the resolve is advertised for public hearing by the committee.

In the meantime, if you have questions, please contact **Anna Broome, Sr. Legislative Analyst and Erin Dooling, Legislative Analyst**, in the Office of Policy and Legal Analysis. **Anna and Erin** staff the Joint Standing Committee on **Health and Human Services** and may be reached at 287-1670.

Sincerely,



Suzanne M. Gresser
Executive Director

cc: Don Wismer, Rules Coordinator, Secretary of State's Office
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