



# 126th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2013

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Legislative Document

No. 305

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H.P. 214

House of Representatives, February 7, 2013

### **An Act To Eliminate Institute Councils for Mental Health Institutions**

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Submitted by the Department of Health and Human Services pursuant to Joint Rule 204.  
Reference to the Committee on Health and Human Services suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative DORNEY of Norridgewock.  
Cosponsored by Senator HAMPER of Oxford and  
Representatives: FARNSWORTH of Portland, MALABY of Hancock, SANDERSON of  
Chelsea, SIROCKI of Scarborough.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 34-B MRSA §1207, sub-§1, ¶B**, as repealed and replaced by PL 2009, c.  
3 415, Pt. A, §20, is amended to read:

4 B. Information may be disclosed if necessary to carry out the statutory functions of  
5 the department; the hospitalization provisions of chapter 3, subchapter 4; the  
6 provisions of section 1931; the purposes of ~~sections 3607-A and section~~ 3608; the  
7 purposes of Title 5, section 19506; the purposes of United States Public Law 99-319,  
8 dealing with the investigatory function of the independent agency designated with  
9 advocacy and investigatory functions under United States Public Law 88-164, Title I,  
10 Part C or United States Public Law 99-319; or the investigation and hearing pursuant  
11 to Title 15, section 393, subsection 4-A;

12 **Sec. 2. 34-B MRSA §3604, sub-§5**, as amended by PL 2007, c. 286, §5, is  
13 further amended to read:

14 **5. Exclusion.** Beginning October 1, 1996, an entity that applies for the award or  
15 renewal of a grant or contract for the provision of mental health services must be a  
16 participating member of ~~the institute council or~~ the community service network, as  
17 established in section 3608, for the region of the State subject to that grant or contract.

18 **Sec. 3. 34-B MRSA §3607-A**, as enacted by PL 2007, c. 286, §7, is repealed.

19 **Sec. 4. 34-B MRSA §15002, sub-§2, ¶E**, as amended by PL 2007, c. 286, §11,  
20 is further amended to read:

21 E. Planning for the delivery of care takes into account the advice of the ~~institute~~  
22 ~~councils established under section 3607-A and~~ the community service networks  
23 established under section 3608.

24 **SUMMARY**

25 The purpose of this bill is to eliminate obsolete language in the statutes. This bill  
26 repeals the laws establishing institute councils for the Riverview Psychiatric Center and  
27 Dorothea Dix Psychiatric Center and fixes cross-references accordingly.