



129th MAINE LEGISLATURE

FIRST REGULAR SESSION-2019

Legislative Document

No. 1073

H.P. 796

House of Representatives, March 5, 2019

**Resolve, To Implement an Intensive Drug Treatment Court Pilot
Project in the Midcoast**

Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative DEVIN of Newcastle.
Cosponsored by Senator DOW of Lincoln and
Representatives: CUDDY of Winterport, EVANGELOS of Friendship, HEPLER of Woolwich,
KINNEY of Knox, MAXMIN of Nobleboro, PLUECKER of Warren, STOVER of Boothbay,
Senator: VITELLI of Sagadahoc.

1 **Sec. 1. Department of Health and Human Services and judicial branch to**
2 **establish an intensive drug treatment court pilot project in the midcoast area**
3 **of the State. Resolved:** That the Department of Health and Human Services, in
4 consultation with the judicial branch, shall establish an intensive drug treatment court 2-
5 year pilot project in the midcoast area of the State, referred to in this resolve as "the pilot
6 project." The pilot project must serve 10 participants who live in the midcoast area of the
7 State and meet the requirements for participation in the drug court programs established
8 in the Maine Revised Statutes, Title 4, section 421. The Department of Health and
9 Human Services shall provide case management and ancillary services that are currently
10 provided as conditions of participation in drug court programs as well as intensive
11 services to improve the likelihood of recovery. As many of the following services as
12 necessary must be provided:

- 13 1. Outpatient substance use disorder treatment services;
- 14 2. Residential substance use disorder treatment services for 28 days;
- 15 3. Medication management and medication-assisted treatment;
- 16 4. Drug testing with a minimum of 2 random and observed tests per week;
- 17 5. Safe, sober and stable housing in properties directly owned or rented by the
18 department;
- 19 6. Case management services;
- 20 7. Employment training;
- 21 8. Transportation services;
- 22 9. Incentives for use as rewards for altered behavior;
- 23 10. Forensic psychiatric evaluation;
- 24 11. Education including high school equivalency or community college classes;
- 25 12. Child care services;
- 26 13. Treatment services for the family members of the participants;
- 27 14. Medical and dental services;
- 28 15. Peer support; and
- 29 16. Public health nurse visits.

30 **Sec. 2. Evaluation; professional development. Resolved:** That the pilot
31 project established in section 1 must be operational no later than November 1, 2019 and
32 run for 2 years. The pilot project must be evaluated by an independent organization with
33 experience in evaluation of specialty courts and substance use disorder. Funding for the

1 pilot project must include funds for professional development for judges, case managers
2 and other service providers as well as the independent evaluation required in this section.

3 **Sec. 3. Report. Resolved:** That the Department of Health and Human Services
4 shall provide an interim report to the Joint Standing Committee on Health and Human
5 Services no later than January 2, 2020 describing implementation of the pilot project.
6 The department shall submit a final report no later than January 2, 2022 to the joint
7 standing committee of the Legislature having jurisdiction over health and human services
8 matters that includes details of the levels of services used by participants, outcome
9 measures including measures of recovery and the independent evaluation required in
10 section 2. The committee may report out legislation regarding the report to the Second
11 Regular Session of the 130th Legislature.

12 **Sec. 4. Appropriations and allocations. Resolved:** That the following
13 appropriations and allocations are made.

14 **HEALTH AND HUMAN SERVICES, DEPARTMENT OF**
15 **Office of Substance Abuse and Mental Health Services Z199**

16 Initiative: Provides funds for a 2-year pilot project in the midcoast area of the State for
17 intensive services provided by the office for an intensive drug treatment court established
18 in consultation with the Judicial Department.

19	GENERAL FUND	2019-20	2020-21
20	All Other	\$600,935	\$600,935
21			
22	GENERAL FUND TOTAL	<u>\$600,935</u>	<u>\$600,935</u>

23	HEALTH AND HUMAN SERVICES,		
24	DEPARTMENT OF		
25	DEPARTMENT TOTALS	2019-20	2020-21
26			
27	GENERAL FUND	\$600,935	\$600,935
28			
29	DEPARTMENT TOTAL - ALL FUNDS	<u>\$600,935</u>	<u>\$600,935</u>

30 **JUDICIAL DEPARTMENT**

31 **Courts - Supreme, Superior and District 0063**

32 Initiative: Provides funds for active retired judges for a 2-year pilot project in the
33 midcoast area of the State to establish an intensive drug treatment court.

1	GENERAL FUND	2019-20	2020-21
2	Personal Services	\$10,800	\$14,400
3			
4	GENERAL FUND TOTAL	<u>\$10,800</u>	<u>\$14,400</u>

5	JUDICIAL DEPARTMENT		
6	DEPARTMENT TOTALS	2019-20	2020-21
7			
8	GENERAL FUND	\$10,800	\$14,400
9			
10	DEPARTMENT TOTAL - ALL FUNDS	<u>\$10,800</u>	<u>\$14,400</u>

11	SECTION TOTALS	2019-20	2020-21
12			
13	GENERAL FUND	\$611,735	\$615,335
14			
15	SECTION TOTAL - ALL FUNDS	<u>\$611,735</u>	<u>\$615,335</u>

16 **SUMMARY**

17 This resolve establishes an intensive drug treatment court 2-year pilot project in the
18 midcoast area of the State to be operational no later than November 1, 2019. The pilot
19 project will serve 10 participants who meet the requirements for participation in drug
20 court programs. The support services provided by the Department of Health and Human
21 Services under the pilot project are more intensive than those provided to current
22 participants in drug court programs. The department is required to provide an interim
23 report on implementation and a final report that includes the results of an independent
24 evaluation of the project.