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*Joint Standing Committee:
Appropriations & Financial Affairs, Ranking Member*

Amendment to LD 302, General Fund Proposed Supplemental Budget 2017

Senator Cathy Breen

Senator Hamper, Representative Gattine and my fellow members of the Joint Standing Committee on Appropriations & Financial Affairs,

Representative Hymanson, and members of the Joint Standing Committee on Health & Human Services,

A supplemental budget is by its very nature an “emergency” document. It exists to make allocations and adjustments that we as legislators believe cannot wait until the next budget cycle. I think it’s inarguable that there is no more urgent issue in our state than the substance abuse epidemic that is claiming at least one Mainer’s life every single day.

That statistic has been repeated so frequently that I sometimes worry that it may lose its impact. But we cannot forget it. At every opportunity, we must use our unique position as policymakers to do what we can to prevent any further deaths.

It’s in that spirit that I present this amendment, which allocates additional emergency resources for opioid addiction treatment.

This amendment would provide an additional \$2 million in state funding for treatment -- including medication-assisted therapy -- for uninsured Mainers, the population least able to access treatment. It also allocates an additional \$1 million for expanded access to treatment for MaineCare patients and MaineCare-eligible patients. These investments of state dollars will draw down additional federal funding, expanding coverage even further.

This is, admittedly, a small step. This amendment alone will not solve the opioid crisis. But it will provide targeted medical care to those who most desperately need it, and immediately. In working with the Department of Health and Human Services, we’ve come to understand their commitment to making these funds available to providers as soon as possible.

We still need to develop a balanced approach that includes treatment, prevention, education and law enforcement efforts. This legislative session, and the biennial budget process, afford us the

opportunity to develop and implement that approach. We've already started with the creation of a task force charged with developing a solution to this public health crisis.

But I am encouraged and optimistic that we can continue to work together this year toward that goal. This amendment is the result of a combined effort between lawmakers, the Department of Health and Human Services, and Governor Paul LePage. If all of us continue to come to the table with the best interests of Mainers in mind, I'm confident that we can do much, much more than this amendment alone achieves.

Thank you. I'd be happy to take any questions.

A handwritten signature in black ink, appearing to read "Cathy Breen". The signature is fluid and cursive, with a long horizontal stroke at the end.

Cathy Breen
Senate District 25

PROPOSED AMENDMENT TO LD 302

Sponsor: Sen. Breen

Amend the bill by adding the following Part:

Sec. _-1. Establishment of Opioid Health Home Grant. The Department of Health and Human Services shall create criteria to determine qualified providers for the establishment of Opioid Health Homes. An Opioid Health Home consists of an integrated care delivery model focused on whole person treatment including but not limited to counseling, care coordination, medication assisted treatment, peer support and medical consultation. These services shall be provided to individuals who have been diagnosed with an opioid addiction and who are also:

- A. Uninsured; or
- B. MaineCare members; or
- C. Uninsured and MaineCare-eligible.

Sec. _-2. Report. Within 30 days of the end of each quarter, beginning with the quarter commencing on April 1, 2017 and ending with the quarter commencing on April 1, 2018, the Department will provide the following information to AFA and HHS Committees:

1. The number of uninsured people who have received opioid health home services during that quarter
2. The number of MaineCare members who have received opioid health home services during that quarter
3. The number of dollars spent to provide opioid health home services to the uninsured during that quarter
4. The number of dollars spent to provide opioid health home services to MaineCare members during that quarter
5. A list of the providers who have provided opioid health home services during that quarter
6. Identification of any barriers to implementation or operational issues/problems identified and proposed resolution

Sec. _-3. Funds may not be transferred. Notwithstanding the Maine Revised Statutes, Title 5, section 1585 or any other provision of law, funding provided in this Part may not be transferred to any other appropriation or subdivision of an appropriation made by the Legislature.

Sec. _-4. Funds may not lapse. Notwithstanding the Maine Revised Statutes, Title 5, section 1589 or any other provision of law, any unencumbered balance of appropriations contained in this Part remaining at the end of fiscal year 2016-17 may not lapse but must be carried forward to be used for the same purposes.

Sec. _-5. Emergency rule-making authority. The Department of Health and Human Services is authorized to adopt emergency rules under the Maine Revised Statutes, Title 5, sections 8054 and 8073 as necessary to implement the provisions of this Part without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or general welfare.

Sec. _6. Appropriations and allocations. The following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY BDS)

Office of Substance Abuse and Mental Health Services 0679

Initiative: Provides one-time funds for uninsured patients to receive services through the Opioid Health Home Grant.

GENERAL FUND	2015-16	2016-17
All Other	\$0	\$2,000,000
GENERAL FUND TOTAL	\$0	\$2,000,000

Medical Care - Payments to Providers 0147

Initiative: Provides one-time funds for MaineCare patients to receive services through the Opioid Health Home Grant

GENERAL FUND	2015-16	2016-17
All Other	\$0	\$1,000,000
GENERAL FUND TOTAL	\$0	\$1,000,000

FEDERAL EXPENDITURES FUND	2015-16	2016-17
All Other	\$0	\$1,807,400
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$1,807,400

Summary

This amendment establishes an Opioid Health Home grant to find qualified providers and create criteria for services to be provided to individuals who have been diagnosed with an opioid addiction and who are also uninsured, MaineCare members or uninsured and MaineCare-eligible. This amendment also requires the Commissioner of Health and Human Services to appear before the joint standing committee of the Legislature having jurisdiction over health and human services matters to report on the implementation of this Part. Additionally, this amendment establishes that the funds provided are not to be transferred and may not lapse at the end of the current fiscal year. Finally, the amendment authorizes the Department of Health and Human Services to adopt emergency rules as necessary to implement the provisions of this Part without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or general welfare.

PROPOSED AMENDMENT TO LD 302

Sponsor: Sen. Breen

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- A. Uninsured; or
- B. MaineCare members; or
- C. Uninsured and MaineCare-eligible.

Sec. _-2. Report. Within 30 days of the end of each quarter, beginning with the quarter commencing on April 1, 2017 and ending with the quarter commencing on April 1, 2018, the Department will provide the following information to the joint standing committees of the Legislature having jurisdiction over health and human services matters and appropriation and financial affairs matters:

1. The number of uninsured people who have received opioid health home services during that quarter
2. The number of MaineCare members who have received opioid health home services during that quarter
3. The number of dollars spent to provide opioid health home services to the uninsured during that quarter
4. The number of dollars spent to provide opioid health home services to MaineCare members during that quarter
5. A list of the providers who have provided opioid health home services during that quarter
6. Identification of any barriers to implementation or operational issues/problems identified and proposed resolution

Sec. _-3. Funds may not be transferred. Notwithstanding the Maine Revised Statutes, Title 5, section 1585 or any other provision of law, funding provided in this Part may not be transferred to any other appropriation or subdivision of an appropriation made by the Legislature.

Sec. _-4. Funds may not lapse. Notwithstanding the Maine Revised Statutes, Title 5, section 1589 or any other provision of law, any unencumbered balance of appropriations contained in this Part remaining at the end of fiscal year 2016-17 may not lapse but must be carried forward to be used for the same purposes.

Sec. _-5. Emergency rule-making authority. The Department of Health and Human Services is authorized to adopt emergency rules under the Maine Revised Statutes, Title 5, sections 8054 and 8073 as

necessary to implement the provisions of this Part without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or general welfare.

Sec. -6. Appropriations and allocations. The following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY BDS)

Office of Substance Abuse and Mental Health Services 0679

Initiative: Provides one-time funds for uninsured patients to receive services through the Opioid Health Home Grant.

GENERAL FUND	2015-16	2016-17
All Other	\$0	\$2,000,000
GENERAL FUND TOTAL	\$0	\$2,000,000

Medical Care - Payments to Providers 0147

Initiative: Provides one-time funds for MaineCare patients to receive services through the Opioid Health Home Grant

GENERAL FUND	2015-16	2016-17
All Other	\$0	\$1,000,000
GENERAL FUND TOTAL	\$0	\$1,000,000

FEDERAL EXPENDITURES FUND	2015-16	2016-17
All Other	\$0	\$1,807,400
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$1,807,400

Summary

This amendment establishes an Opioid Health Home grant to fund qualified providers and create criteria for services to be provided to individuals who have been diagnosed with an opioid addiction and who are also uninsured, MaineCare members or uninsured and MaineCare-eligible. This amendment also requires the Department of Health and Human Services report quarterly for a year, commencing on the quarter beginning April 1, 2018 to the joint standing committees of the Legislature having jurisdiction over health and human services matters and appropriation and financial affairs on certain metrics related to the implementation of this Part. Additionally, this amendment establishes that the funds provided are not to be transferred and may not lapse at the end of the current fiscal year. Finally, the amendment authorizes the Department of Health and Human Services to adopt emergency rules as necessary to implement the provisions of this Part without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or general welfare.

