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Date: (Filing No. H- )

**HEALTH AND HUMAN SERVICES**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
126TH LEGISLATURE  
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 726, L.D. 1031, Bill, “An Act To Require a Mandatory Peer Review Process for the Restraint and Seclusion of Children in a Hospital or Children's Home”

Amend the bill by striking out the title and substituting the following:

**'Resolve, Directing the Department of Health and Human Services To Review the Use of Restraint and Seclusion at Mental Health Institutes'**

Amend the bill by striking out everything after the title and before the summary and inserting the following:

**'Sec. 1. Restraint and seclusion review. Resolved:** That the Commissioner of Health and Human Services shall review the use of restraint and seclusion in the Dorothea Dix Psychiatric Center and Riverview Psychiatric Center and invite representatives of the 2 nonstate mental health institutions, Spring Harbor Hospital and Acadia Hospital, to provide information regarding the use of restraint and seclusion in those institutions in order to compare the use of restraint and seclusion in institutes and institutions. The commissioner shall also invite representatives of psychiatric units within acute care hospitals to participate in discussions on the use of restraint and seclusion. The commissioner shall conduct the review within existing resources; and be it further

**Sec. 2. Department of Health and Human Services report. Resolved:** That the Commissioner of Health and Human Services shall report the findings and recommendations of the review pursuant to section 1 to the Joint Standing Committee on Health and Human Services no later than November 1, 2014; and be it further

**Sec. 3. Disability rights advocacy community participation. Resolved:** That the Commissioner of Health and Human Services shall invite members of the disability rights advocacy community to discuss the findings of the report pursuant to section 2 and possible policy changes no later than November 15, 2014.'

**COMMITTEE AMENDMENT**

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**SUMMARY**

This amendment replaces the bill with a resolve. It directs the Commissioner of Health and Human Services to review the use of restraint and seclusion in state mental health institutes and nonstate mental health institutions. The commissioner is required to report the findings and recommendations of the review to the Joint Standing Committee on Health and Human Services no later than November 1, 2014. The commissioner is also required to invite members of the disability rights advocacy community to discuss the findings of the report and possible policy changes no later than November 15, 2014.

**FISCAL NOTE REQUIRED**

**(See attached)**