



John Elias Baldacci  
Governor

## Maine Department of Health and Human Services

### Division of Licensing & Regulatory Services Community Services Licensing

41 Anthony Avenue  
State House Station 11  
Augusta, ME 04333-0011

Brenda Harvey  
Commissioner

Catherine Cobb  
Director

Peter Mauro, Jr.  
Assistant Director

Date: October 17, 2007

To: Interested Parties

From: Catherine M. Cobb, Director  
Division of Licensing and Regulatory Services, Community Services Programs

Subject: **Public Hearing: November 13, 2007.** Proposed amendments to Regulations for Licensing and Certifying of Substance Abuse Treatment Programs, 14-118 CMR Chapter 5.

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The federal Co-occurring State Infrastructure Grant (COSIG) from SAMHSA [U.S. Department of Health and Human Services, Substance Abuse and Mental Health Services Administration] is helping Maine develop an infrastructure that will make it possible for providers to offer integrated, co-occurring treatment services. The major focus of the COSIG grant is the development of a regulatory, fiscal and policy framework that will support universal, co-occurring competent practice statewide. This amendment of Chapter 5 incorporates rules to support co-occurring practices. The following additions, deletions, and technical/format changes have been made to Chapter 5.

**Added to the rule.** Addition of co-occurring language throughout chapter 5. Addition of an addendum of abbreviations and acronyms used throughout chapter 5. **Section 1** Definitions added include Contracted staff; Co-occurring Disorder (COD); Welcoming (a core clinical concept); Differential Substance Abuse Treatment Program (DSAT); other program definitions; and Medication Assisted Treatment (MAT). **Section 8.** For clarity, personnel records for employees (8.2) has been edited and **Section 13** now contains the personnel records for contracted staff (13.1.1) and volunteers and students (13.4) **Section 9.** A ‘minimum clinical staff’ section has been edited for clarity (9.1) and co-occurring competencies have been added to the ‘staff credentials’ section (9.2.). **Section 15.** Coordination and collaboration provisions have been added to ensure communication among all providers and service components for each client (15.6). Assessments include a mental health screening requirement (15.7.1.1). **Section 19.** For clarity, OTP federal regulatory provisions (19.8.2) and OTP waiver provisions (19.8.3) have been reordered. Rehabilitation Counseling (19.8.5.4 – 19.8.5.9) includes phases 1 through 5. Exception Requests and Record of Justification for client exceptions is clarified (19.8.11). The social setting detoxification program staffing requirements (19.9.3) and documentation requirements for client records (19.9.5) have been clarified.

**Deleted from the rule.** Some definitions [Section 1] have been deleted, including acronyms and verbs ‘may’ and ‘shall’. Interpretive guidelines have been deleted and incorporated into the rules, as appropriate. The ‘Organization Diagram’ (Addendum I) has been deleted.

**Technical/formatting changes to the rule.** Some sections have been renumbered. Some sections have been reordered. Names of state agencies have been updated.

The proposed rules are available on the Division of Licensing and Regulatory Services’ website at [http://www.maine.gov/dhhs/dlrs/public\\_hearings/home.html](http://www.maine.gov/dhhs/dlrs/public_hearings/home.html) Call 207 287-9254 to have a paper copy of the rule mailed to you.

For details about the rule-making process, the Notice of Agency Rule-making Proposal is included.

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