

1 2 3	(After Deadline) SECOND REGULAR SESSION
4 5	ONE HUNDRED AND TENTH LEGISLATURE
6 7	Legislative Document No. 2037
8 9	H. P. 2112 Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27. Referred to the Committee on Health and Institutional Services. Sent up for concurrence and ordered printed. EDWIN H. PERT, Clerk Presented by Representative Foster of Ellsworth. Cosponsors: Representative Randall of East Machias, Senator Perkins of Hancock and Senator Brown of Washington.
10 11 12	STATE OF MAINE
13 14 15	IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-TWO
16 17 18 19	AN ACT to Require Installation of Electrical Generators in Nursing Homes for Emergency Use.
20	Be it enacted by the People of the State of Maine as follows:
21	22 MRSA §1825 is enacted to read:
22	§1825. Emergency electrical generators
23 24 25 26 27 28 29 30	1. Secondary system required. Any skilled nursing or intermediate care facility licensed pursuant to this chapter shall, except as provided in subsection 3, have a secondary electrical system separate and distinct from the primary electrical system capable of supplying a limited amount of lighting and power services which are considered essential for the protection of life, safety and effective operation of the institution during the time normal electrical service
31	is interrupted for any reason.

.

۱

٠

÷

1 2 3	2. Lighting, receptacles and equipment to be supplied with power. The emergency system shall supply power for the following lighting, receptacles and equipment:
4 5	A. Illumination of means of egress as required in NFPA 101 - Life Safety Code, current edition;
6 7	B. Exit signs and exit directional signs required in NFPA 101 - Life Safety Code, current edition;
8	C. Alarm and alerting systems, including:
9	(1) Fire alarms; and
10 11	(2) Alarms required for systems used for the piping of nonflammable medical gases;
12 13	D. Communication systems, where used for issuing instructions during emergency conditions;
14 15 16	E. Sufficient lighting in dining and recreation areas to provide illumination to exit ways of 5 footcandles minimum;
17 18	F. Task illumination and selected receptacles in the generator set location; and
19 20 21 22 23 24 25	G. If the facility is heated by solid fuel or oil fired heating equipment, the generator must be con- nected to the heating equipment. If the facility is heated by electricity, the generator should be capable of supplying a designated area of the facility with sufficient heat for the protection of all residents of the facility.
26 27 28 29 30 31 32 33 34 35 36	3. Exceptions. These provisions shall not apply to any skilled nursing or intermediate care facility of 10 beds or less or to any skilled nursing or intermediate care facility which has in place an effective disaster plan, approved by the commissioner, which provides for such mea- sures, including temporary relocation housing or transporta- tion of patients as he deems necessary for the protection of life and safety, provided that no client or patient of such a facility may be required to be transported to any tempo- rary facility located more than 5 miles measured by the most direct highway route from the facility.
37 38 39	4. Rules. The commissioner shall promulgate rules, in accordance with the Maine Administrative Procedure Act, Title 5, chapter 375, concerning the type of systems re-

1 quired by this section and the response time required of those systems in the event of interruption of normal 2 service. The commissioner shall also promulgate rules specify-ing the date by which facilities which are in operation on 3 4 5 the effective date of this section must install secondary 6 systems and have them operational; except that all such facilities shall have secondary systems installed 7 no later 8 than 2 years after the effective date of this section.

9

29

E.

STATEMENT OF FACT

10 There are 137 nursing homes in Maine which are not 11 attached to a hospital. Of that total, only 66 have elec-12 trical generators which can supply electricity and heat to 13 the home in an emergency situation.

14 Because many residents of nursing homes are bedridden 15 would suffer in any emergency electrical outage, this and 16 bill requires that all nursing homes in Maine install 17 secondary electrical systems that will supply electricity 18 and heat to the homes in an emergency situation. Excepted are those nursing homes which have 10 or fewer beds and those nursing homes which have in effect a disaster plan 19 20 21 approved by the Commissioner of Human Services providing for 22 the temporary relocation or housing or for such other alter-23 native measures.

This bill also allows the Commissioner of Human Services to promulgate rules concerning response time for the emergency systems and concerning the transition time which existing facilities will have to install the emergency systems.

4815020582