

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

STATE OF MAINE
ONE HUNDRED AND TWELFTH LEGISLATURE
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON
HUMAN RESOURCES
BILL SUMMARY



JULY, 1985

Prepared by:

John Selser, Legislative Assistant
Office of Legislative Assistants
State House, Station 13 Augusta, Maine 04333
(207) 289-1670



STATE LAW LIBRARY
JUL 11 1985

HELEN T. GINDER, DIRECTOR
HAVEN WHITESIDE, ASST. DIRECTOR
GILBERT W. BREWER
DAVID ELLIOTT
MARTHA FREEMAN
CHRISTOS GIANOPOULOS
WILLIAM T. GLIDDEN, JR.

STATE OF MAINE
OFFICE OF LEGISLATIVE ASSISTANTS
ROOM 101
STATE HOUSE, STATION 13
AUGUSTA, MAINE 04333
TEL.: (207) 289-2486

SARAH HOOKE
JULIE S. JONES
JOHN B. KNOX
EDWARD POTTER
MARGARET J. REINSCH
LARS RYDELL
JOHN SELSER
ANDREA COLNES, RES. ASST.

ONE HUNDRED AND TWELFTH LEGISLATURE
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE
BILL SUMMARIES
JULY 1985

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees of the Maine Legislature, covering the First Regular Session of the 112th Legislature. The summaries are arranged by LD number and indexed separately by committee.

None of the other amendments were enacted. The minority report (H-54) included many of the changes of the majority report but also excluded business facilities with less than 10 employees, deleted the enforcement provisions and penalty provisions, required smoking areas as well as non-smoking areas, and deleted the language which provided guidelines for the purpose of the policy.

House amendment "A" to Committee Amendment "A" (H-64) attempted to recreate any references to the Bureau of Health from the bill. Senate Amendment "B" to Committee Amendment "A" (S-44) attempted to recreate a version of the bill similar to the minority report: it deleted the enforcement and penalty provisions, required smoking areas as well as non-smoking areas, and deleted the policy guidelines. Although it did not attempt to exclude businesses with fewer than 10 employees, it did attempt to delete the statement in the law preserving an individual's rights that currently existed under the law. Senate Amendment "A" to Committee Amendment "B" (S-43) was an identical version of Senate Amendment "A" except that it incorrectly amended the L.D. and not the amendment. Senate Amendment "B" was merely a corrected version of Senate Amendment "A".

LD: 277 AN ACT TO AMEND THE CERTIFICATE OF NEED ACT ROLDE

LV-WD HOUSE Accepted Committee Report
SENATE Accepted Committee Report
GOV

SUMMARY:

This bill sought to repeal the Certificate of Need Act as it related to hospitals. It was withdrawn, but served as the impetus for a committee study of the Certificate of Need process.

LD: 323 AN ACT TO AMEND THE MAINE CERTIFICATE OF NEED PERKINS
ACT TO DEFINE MORE CLEARLY THE LEGAL BUSTIN
REQUIREMENTS FOR EX PARTE CONTACTS DURING THE CARROLL
CERTIFICATE OF NEED PROCESS, CONSISTENT WITH PINES

OTP-AM HOUSE Enacted PUBLIC
SENATE Enacted CH # 342
GOV SIGNED

S-157 CA H S

SUMMARY:

This law amends the statutes which define the types of contacts permitted between the department and any affected party in a certificate of need review process. As originally proposed the bill would have allowed any contacts as long as notice was given and all parties affected had an opportunity

to participate. The committee amendment (S-157) replaced the original language and allowed contacts between the department and any affected party on an ex parte basis for the purpose of arranging a public meeting.

LD: 339 AN ACT TO REGULATE SMOKING IN RETAIL FOOD
STORES AND RESTAURANTS

MANNING
PINES

ND: 1379

OTP-ND HOUSE Accepted Committee Report
SENATE Accepted Committee Report
GOV

SUMMARY:

This bill required restaurants to provide a no-smoking area and display a sign indicating the smoking policy. Retail food stores of 1,500 square feet or more would have been required to post a sign prohibiting smoking. The new draft (LD 1379) deleted retail food stores from the provisions of the bill and did not require restaurants to have a designated no smoking area. In addition it allowed a restaurant to verbally notify patrons of their smoking policy in case they did not want to display a sign.

LD: 374 AN ACT TO REGULATE PUBLIC SWIMMING POOLS
AND SPAS

BERUBE
PINES
NELSON
MANNING
PUBLIC
CH # 150

OTP-AM HOUSE Enacted
SENATE Enacted
GOV SIGNED

S-57 CA

H S

SUMMARY:

The Department of Human Services has regulated public swimming pools for many years under its general powers. This law established the departmental regulatory powers in statute and included the regulation of public hot tubs and spas. The committee amendment (S-57) limited the scope of the department review and regulation to matters of safety and sanitation. It also clarified a few sections of the bill consistent with the original intent, e.g. to ensure that lifeguards were not required by this law.