

STATE OF MAINE

ONE HUNDRED AND TWELFTH LEGISLATURE SECOND REGULAR SESSION

JOINT STANDING COMMITTEE ON

HUMAN RESOURCES

BILL SUMMARY



MAY 1986

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> JOINT STANDING COMMITTEE BILL SUMMARIES MAY 1986

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

All Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor if it is a floor amendment or the designation "CA" if it is a committee amendment. If the amendment was adopted in the House, the letter H appears after the sponsor. If it was adopted in the Senate, the letter S appears.

Final action for each bill is listed to the right of the title. If final House action and Senate action differ, both are listed.

Key to Committee Reports and Floor Action:

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-AM	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

LD AN ACT TO REQUIRE A REPORT FROM THE MAINE PL 1985 2270 CORRECTIONAL ADVISORY COMMISSION CONCERNING C. 666 CORRECTION SERVICE PROGRAMS AND REHABILITATION SERVICES

Sponsor: GAUVREAU, Gill, Joseph, Reeves Committee Report: New draft of LD 790

<u>SUMMARY:</u> This new draft, with new title, replaced the original bill which was held over from last year. The original bill sought to make rehabilitative services mandatory instead of discretionary for the Department of Corrections. During the interim, the Governor's Blue Ribbon Commission on Corrections issued its report which called for more rehabilitative efforts on the part of the department. This new draft requires that the joint standing committee of the Legislature having jurisdiction over human resources be kept advised of the rehabilitative efforts of the executive branch.

LDAN ACT TO REQUIRE LABELING OF COFFEES AND TEASINDEF. PP2278DECAFFEINATED WITH METHYLENE CHLORIDE

Sponsor: PERKINS, Erwin E, Whitcomb, Daggett Committee Report: New draft of LD 2035

<u>SUMMARY:</u> The original bill sought to require that coffee and coffee products processed with methylene chloride be labeled as containing a possible carcinogen.

The new draft, with new title, replaced the original bill. It retained the concept of the original bill which requires a warning label for coffee processed with methylene chloride with the following changes.

1. It required the caution label on tea or tea products in addition to coffee or coffee products.

2. It clarified the intent of the original bill to require the label only on packaged goods. A label is not required on coffee or tea sold by the cup or the thermos. Only "packaged" coffee or tea and coffee or tea products are required to be labeled. Individual tea bags would not be required to be labeled.

3. It corrected the wording of the caution from "possible" carcinogen to "probable" carcinogen.

4. It deleted any monetary penalty for a violation of this provision.

5. It reallocated the provision to the Maine Revised Statutes, Title 22, chapter 551, Pure Foods and Drugs Generally. By placing the law in a more appropriate section of the laws it:

Office of Policy and Legal Analysis.....page 31 Human Resources A. retains the authority of the the Department of Agriculture, Food and Rural Resources to enforce the law: prohibits incorrect labeling of the packages and в.

prohibits manufacture, sale, delivery or holding for sale of nonlabeled goods; requires the label to be conspicuous; c.

provides for an embargo of the goods for D. violations of this law. Section 2 of the new draft prohibits any monetary penalties for violations; and allows the Commissioner of Agriculture, Food and Ε. Rural Resources to provide a warning or notice of a minor violation prior to embargoing the goods.

It added an effective date of January 1, 1987, to 6. allow adequate notice of this labeling requirement.

Subsequent to the introduction of the new draft the committee reviewed testimony that:

it is probably unconstitutional to label coffee 1. decaffeinated with methylene chloride as containing a "probable carcinogen";

2. methylene chloride was not permitted in processing decaffeinated tea;

3. the EPA indicates a higher risk from methylene chloride than the FDA; and

4. it may be legal to require methylene chloride to be labeled as a residue, but the coffee industry would institute costly lawsuits to verify its legality.

The committee then introduced a "JOINT RESOLUTION MEMORIALIZING CONGRESS TO EVALUATE FURTHER THE HEALTH RISK FROM THE PRESENCE OF METHYLENE CHLORIDE AS A RESIDUE FROM ITS USE AS A SOLVENT IN THE EXTRACTION OF CAFFEINE FROM GREEN COFFEE BEANS."

LD AN ACT TO AUTHORIZE ADDITIONAL FACILITIES FOR PS&L 1985 2280 LONG-TERM CARE c. 133

EMERGENCY

Sponsor: BUSTIN for the STUDY COMMITTEE Committee Report: OTP

S-522 SA н S S-538 SB

SUMMARY: This bill was referred to the Appropriations Committee but is included in the Human Resources bill summaries since it was the result of a study initiated by that committee.

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