

# 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  
115TH LEGISLATURE**

**FIRST REGULAR SESSION  
AND  
FIRST SPECIAL SESSION**

**BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
HUMAN RESOURCES**

**AUGUST 1991**

***Staff:***

*Paul J. Saucier, Legislative Analyst  
Julie S. Jones, Principal Analyst*

*Office of Policy and Legal Analysis  
Room 101, State House Station 13  
Augusta, ME 04333  
(207) 289-1670*

***MEMBERS:***

*\*Sen. Gerard P. Conley, Jr.  
Sen. Stephen M. Bost  
Sen. Barbara A. Gill*

*\*Rep. Peter J. Manning  
Rep. Margaret Pruitt Clark  
Rep. Donald H. Gean  
Rep. Tracy R. Goodridge  
Rep. Stephen P. Simonds  
Rep. Sharon A. Treat  
Rep. Jason D. Wentworth  
Rep. Peggy A. Pendleton  
Rep. Susan D. Duplessis  
Rep. Joan M. Pendexter*

*\*Denotes Chair*

MARTHA E. FREEMAN, DIRECTOR  
WILLIAM T. GLIDDEN, JR., PRINCIPAL ANALYST  
ULIE S. JONES, PRINCIPAL ANALYST  
DAVID C. ELLIOTT, PRINCIPAL ANALYST  
RON CLARK  
RYAN M. DYTTER  
BRO FLATEBO  
DEBORAH C. FRIEDMAN  
MICHAEL D. HIGGINS  
KANE ORBETON



KAREN L. HRUBY  
JILL IPPOLITI  
JOHN B. KNOX  
PATRICK NORTON  
MARGARET J. REINSCH  
PAUL J. SAUCIER  
HAVEN WHITESIDE  
MILA M. DWELLEY, RES. ASST.  
ROY W. LENARDSON, RES. ASST.  
BRET A. PRESTON, RES. ASST.

STATE OF MAINE  
OFFICE OF POLICY AND LEGAL ANALYSIS  
ROOM 101/107/135  
STATE HOUSE STATION 13  
AUGUSTA, MAINE 04333  
TEL.: (207) 289-1670

**ONE HUNDRED AND FIFTEENTH LEGISLATURE  
FIRST REGULAR SESSION  
AND  
FIRST SPECIAL SESSION  
JOINT STANDING COMMITTEE  
BILL SUMMARIES  
AUGUST 1991**

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. The volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

All adopted amendments are listed, by paper number (e.g., H - 584 or S - 222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

<b>PUBLIC XXX</b>	<i>Chapter # of enacted Public Law</i>
<b>P&amp;S XXX</b>	<i>Chapter # of enacted Private &amp; Special Law</i>
<b>RESOLVE XXX</b>	<i>Chapter # of enacted Resolve</i>
<b>CON RES XXX</b>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<b>EMERGENCY</b>	<i>Enacted law takes effect sooner than 90 days</i>
<b>CARRIED OVER</b>	<i>Bill carried over to 2nd Session</i>
<b>FAILED EMERGENCY ENACTMENT</b>	<i>Bill failed to get 2/3 vote</i>
<b>ONTP</b>	<i>Ought Not to Pass report accepted</i>
<b>LVWD</b>	<i>Leave to Withdraw report accepted</i>
<b>INDEF PP</b>	<i>Bill Indefinitely Postponed</i>
<b>DIED BETWEEN BODIES</b>	<i>House &amp; Senate disagree; bill died</i>
<b>VETO SUSTAINED</b>	<i>Legislature failed to override Governor's Veto</i>
<b>UNSIGNED</b>	<i>Not signed by Governor within 10 days</i>
<b>DIED ON ADJOURNMENT</b>	<i>Action incomplete when 1st session ended</i>

These summaries were prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

If you have any suggestions or comments on these summaries, please let us know.

Committee Amendment "A" (H-514) adds provisions to the bill that clarify the ability of the Maine Health and Higher Education Facilities Authority to provide loans to consortia of eligible entities, strikes an obsolete reference to the United States Social Security Act and creates an intercept provision allowing the authority to intercept certain funds if eligible entities are in default or in danger of default on principal or interest payments. The amendment also corrects technical errors in the bill and adds a fiscal note.

**LD 1275      An Act to Provide for Continued Assistance and Support for      ONTP**  
**Incest Victims and Survivors**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
NORTON	ONTP	
CLARK N		
PRAY		
HOGLUND		

**SUMMARY**

This bill provides funds to the Department of Mental Health and Mental Retardation to support groups that assist victims of incest.

**LD 1282      An Act to Provide Equitable Reimbursement for Capital Costs      ONTP**  
**of Nursing Homes**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
CLEVELAND	ONTP	
CARROLL D		

**SUMMARY**

Medicaid currently recognizes the historical cost of a facility and the cost of any renovations. Current owners are allowed straight line depreciation on these costs. When the facility changes ownership, the basis for allowable interest charges and depreciation once again reverts to the original historical cost and any renovations and improvements that were done subsequent to the original acquisition.

This bill requires that the Medicaid program reimburse for capital investment upon sale of a facility at a rate that reflects the historical costs of the prior owner plus the lesser of 1/2 of the percentage increase in the Dodge Construction Index for Nursing Homes or 1/2 of the percentage increase in the Consumer Price Index from the date of acquisition by the prior owner to the date of sale. This reimbursement method is specifically permitted under federal law.