

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
116TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
HUMAN RESOURCES

JULY 1993

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**ONE HUNDRED AND SIXTEENTH LEGISLATURE  
FIRST REGULAR SESSION**

**JOINT STANDING COMMITTEE  
BILL SUMMARIES**

**JULY 1993**

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.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. 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:

<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>P&amp;S XXX</i>	<i>Chapter # of enacted Private &amp; Special Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of enacted Resolve</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>CARRIED OVER</i>	<i>Bill carried over to Second Session</i>
<i>ONTP</i>	<i>Ought Not to Pass report accepted</i>
<i>ENACTMENT FAILED</i>	<i>Bill failed to get majority vote</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>FAILED EMERGENCY ENACTMENT</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>DIED BETWEEN BODIES</i>	<i>House &amp; Senate disagree; bill died</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference formed but unable to agree</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>
<i>UNSIGNED</i>	<i>Not signed by Governor within 10 days</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</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.

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

4693NRG

**LD 641**

**An Act to Equalize Mental Health Funding Across Regions**

ONTP

**SPONSOR(S)**

FLOWMAN  
COFFMAN

**COMMITTEE REPORT**

ONTP

**AMENDMENTS ADOPTED**

**SUMMARY**

This bill requires the Department of Mental Health and Mental Retardation to equalize mental health funding across the service delivery regions by July 1, 1996.

**LD 654**

**An Act to Prohibit Smoking in Restaurants**

DIED BETWEEN  
BODIES

**SPONSOR(S)**

HILLOCK  
HANLEY

**COMMITTEE REPORT**

OTP-AM MAJ  
ONTP MIN

**AMENDMENTS ADOPTED**

**SUMMARY**

This bill prohibits smoking in restaurants.

**LD 690**

**An Act Related to Special Education Costs**

CARRIED OVER

**SPONSOR(S)**

BRANNIGAN  
PARADIS J

**COMMITTEE REPORT**

**AMENDMENTS ADOPTED**

**SUMMARY**

Under the "Ribicoff option," some children may be eligible for Medicaid services when they are living away from home, such as at a residential treatment center. The State's Medicaid program recently exercised the Ribicoff option. This bill directs the Department of Human Services to work with the Department of Education to identify and implement expanded Ribicoff applications.

This bill has been carried over the Second Regular Session.

**LD 697**

**An Act to Amend Certificate of Need Provisions Regarding Home Health Care Services**

PUBLIC 283

**SPONSOR(S)**

ESTY

**COMMITTEE REPORT**

OTP-AM

**AMENDMENTS ADOPTED**

S-180

**SUMMARY**

Current law requires a certificate of need for initial licensure of a home health care agency. This bill retains the requirement that the agency, once licensed, is required to obtain a certificate of need under any other provision of the Maine Certificate of Need Act of 1978, such as new service or capital expenditures, but does not require a certificate of need for initial licensure.

Amendment S-180 replaces the bill and provides for a reduced level of review and a reduced application fee for most certificate of need applications for home health care providers. The Department of Human Services is required to review those applications only to determine whether the applicant is fit, willing and able to provide the proposed services at the proper standard of care. Home health care providers'