

MAINE STATE LEGISLATURE

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*State Of Maine
122nd Legislature*

*First Regular Session and
First Special Session*

Bill Summaries

*Joint Standing Committee
on
Health and Human Services*

August 2005

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Maine State Legislature

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122nd Legislature
First Regular Session and First Special Session

Summary of Legislation Considered by the Joint Standing Committees
August 2005

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing select committees of the Maine Legislature this past session. The document is a compilation of bill summaries which describe each bill and relevant amendments, as well as the final action taken. Also included are statistical summaries of bill activity this session for the Legislature and each of its joint standing committees.

The document is organized for convenient reference to information on bills considered by the committees. It is organized by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. A subject index for each committee is included immediately before the bill summaries for that committee, and a numerical index by LD number is included at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet (www.state.me.us/legis/opla).

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

- CARRIED OVER Bill Carried Over to Second Regular Session
CON RES XXX..... Chapter # of Constitutional Resolution passed by both Houses
CONF CMTE UNABLE TO AGREE..... Committee of Conference unable to agree; bill died
DIED BETWEEN BODIES..... House & Senate disagree; bill died
DIED IN CONCURRENCE..... One body accepts ONTP report; the other indefinitely postpones the bill
DIED ON ADJOURNMENT..... Action incomplete when session ended; bill died
EMERGENCY..... Enacted law takes effect sooner than 90 days
FAILED EMERGENCY ENACTMENT/FINAL PASSAGE..... Emergency bill failed to get 2/3 vote
FAILED ENACTMENT/FINAL PASSAGE..... Bill failed to get majority vote
FAILED MANDATE ENACTMENT..... Bill imposing local mandate failed to get 2/3 vote
NOT PROPERLY BEFORE THE BODY..... Ruled out of order by the presiding officers; bill died
INDEF PP..... Bill Indefinitely Postponed
ONTP..... Ought Not To Pass report accepted
OTP ND..... Committee report Ought To Pass In New Draft
OTP ND/NT..... Committee report Ought To Pass In New Draft/New Title
P&S XXX..... Chapter # of enacted Private & Special Law
PUBLIC XXX..... Chapter # of enacted Public Law
RESOLVE XXX..... Chapter # of finally passed Resolve
UNSIGNED..... Bill held by Governor
VETO SUSTAINED..... Legislature failed to override Governor's Veto

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is June 29, 2005; and for non-emergency legislation enacted in the First Special Session is September 17, 2005.

Joint Standing Committee on Health and Human Services

LD 60

Resolve, To Require the Department of Health and Human Services To Adopt Rules Regarding Accrual of Cost Savings

RESOLVE 61

<u>Sponsor(s)</u> CROSTHWAITE DAMON	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> H-357
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LD 60 proposed to require the Department of Health and Human Services, Office of Management and Budget, Division of Audit to provide a part of any cost savings created by a provider of intermediate care facilities for mental retardation nursing services to the agency demonstrating the ability to generate such cost savings to its operations.

Enacted law summary

Resolve 2005, chapter 61 directs the Department of Health and Human Services to provisionally adopt major substantive rules by January 1, 2006 that create incentives for the efficient management of variable costs by intermediate care facilities for mental retardation. The provisionally adopted rules must be submitted for review by the Joint Standing Committee on Health and Human Services during the Second Regular Session of the 122nd Legislature.

LD 69

An Act To Reduce Costs to the Health Services System

ONTP

<u>Sponsor(s)</u> GLYNN	<u>Committee Report</u> ONTP MAJ OTP MIN	<u>Amendments Adopted</u>
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LD 69 proposed to provide a mechanism for reimbursing hospitals and health care providers that contract with the Department of Health and Human Services for services. The bill proposed to require new contracts to be signed prior to the end of the old contracts and proposed to provide for payment if this is not done.

LD 76

Resolve, To Require the Department of Health and Human Services To Amend Rules Regarding Payment for Goods and Services

ONTP

<u>Sponsor(s)</u> CROSTHWAITE SNOWE-MELLO	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 76 proposed to require the Department of Health and Human Services, Bureau of Medical Services, Division of Audit to amend rules in order to fund all goods and services required by licensing and certification survey citations as conducted by state or federal surveyors under Medicaid and MaineCare rules.