

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 1034

An Act To Prevent Lead Poisoning of Children and Adults

PUBLIC 403

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DUPLESSIE	OTP-AM MAJ	H-642
MAYO	OTP-AM MIN	S-358 WOODCOCK

LD 1034 proposed to create the Lead Poisoning Prevention Fund to support grants, contracts and programs for educational outreach to prevent lead poisoning in children and adults. The bill proposed to create a fee to be imposed on manufacturers and other persons who contribute to environmental and occupational lead hazards. The bill proposed to require the Department of Health and Human Services, Bureau of Health to adopt rules by July 1, 2006 to assess fees based on a person's relative contribution to lead hazards, the lead content of products, releases of lead to the environment or known occupational lead exposures. The Bureau of Health would report to the Joint Standing Committee on Health and Human Services by January 15, 2006 with recommendations to implement the fee schedule.

Enacted law summary

Public Law 2005, chapter 403 creates the Lead Poisoning Prevention Fund to support grants, contracts and programs for educational outreach to prevent lead poisoning in children and adults. It imposes a fee of 25¢ per gallon of paint estimated to have been sold in the State during the prior year, to be paid by manufacturers or wholesalers of paint sold in the State, as determined by rule adopted by the Department of Health and Human Services. The law includes a provision that repeals the lead poisoning prevention fee effective July 1, 2011.

LD 1036

An Act To Amend the Laws Governing the Burial or Cremation of Certain Persons CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MAYO		
BARSTOW		

Under current law, when certain eligible people die, a decision on an application to a municipality for assistance with burial or cremation expenses must be rendered within 10 days. LD 1036 proposed to reduce the time frame for a decision from 10 to 2 days. In addition, this bill proposed to reduce the pool of relatives responsible for burial or cremation costs.

This bill was carried over by H.P. 1203 to any special or regular session of the 122nd Legislature.