

MAINE STATE LEGISLATURE

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R. of S.

1

L.D. 451

2

(Filing No. S-18)

3

STATE OF MAINE

4

SENATE

5

113TH LEGISLATURE

6

FIRST REGULAR SESSION

7

COMMITTEE AMENDMENT " A " to S.P. 154, L.D. 451,

8

"Resolve, to Establish a Commission to Study Treatment Protocol for Severely Incompetent Patients."

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Amend the resolve by striking out all of the title and inserting in its place the following:

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12

'Resolve, to Establish a Commission to Study Treatment Protocol for Severely Injured or Extremely Ill Patients.'

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Further amend the resolve by striking out all of the 2nd paragraph (page 1, lines 9 to 13 in L.D.) and inserting in its place the following:

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'Whereas, in order for the Commission on Treatment Protocol for Severely Injured or Extremely Ill Patients to complete its study and make its report it is necessary that the commission begin its tasks prior to the expiration of the 90-day period; and'

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Further amend the resolve by striking out all of the 4th, 5th, 6th and 7th paragraphs (page 2, lines 5 to 31 in L.D.) and inserting in their place the following:

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'Commission established; membership. Resolved:

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That the Commission on Treatment Protocol for Severely Injured or Extremely Ill Patients is established. The commission shall be comprised of the following members: Two Senators to be appointed by the President of the Senate; 2 members of the House of Representatives to be appointed by the Speaker of the House; one member of the Executive Department to be appointed by the Governor; one member of the clergy to be appointed by the Governor; one attorney-at-law

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COMMITTEE AMENDMENT " A" to S.P. 154, L.D. 451

1 to be appointed by the Governor; 2 members represent-
2 ing hospitals and other health care professionals to
3 be appointed by the Governor; one attorney from the
4 Criminal Division of the Attorney General's office to
5 be appointed by the Attorney General; one member who
6 is a medical ethicist to be appointed by the Gover-
7 nor; and one member of the public to be appointed by
8 the Governor. The Governor shall appoint a physician
9 to serve as an advisor to the commission. The com-
10 mission shall ask the Chief Justice of the Supreme
11 Judicial Court to appoint a judge or justice to serve
12 as an advisor to the commission. The Governor shall
13 select a chairman from among the commission members.

14 Each person required to make an appointment or
15 appointments under this resolve shall make the ap-
16 pointment or appointments by July 10, 1987, and shall
17 inform the President of the Senate, the Speaker of
18 the House, the Executive Director of the Legislative
19 Council and the Governor upon making the appointment
20 or appointments; and be it further

21 **Duties. Resolved:** That the commission review
22 the status of medical treatment and protocol for se-
23 verely injured or extremely ill individuals when no
24 reasonable expectation of recovery exists; and be it
25 further

26 **Staff; assistance and compensation. Resolved:**
27 That, if staff are desired, assistance shall be re-
28 quested from the Legislative Council. All appropri-
29 ate offices of State Government shall provide the
30 commission with information about problems and ser-
31 vices related to its review.

32 The members of the commission who are Legislators
33 shall receive the legislative per diem, as defined in
34 the Maine Revised Statutes, Title 3, section 2, for
35 each day's attendance at commission meetings. All
36 members of the commission shall receive reimbursement
37 for expenses upon application to the Executive Direc-
38 tor of the Legislative Council. The physician who is

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COMMITTEE AMENDMENT "A " to S.P. 154, L.D. 451

1 appointed as an advisor to the commission shall re-
2 ceive reimbursement for expenses in the same manner
3 as the members of the commission; and be it further'

4 Further amend the resolve by striking out the
5 paragraph before the emergency clause (page 2, lines
6 37 to 41 in L.D.) and inserting in its place the fol-
7 lowing:

8 'Convening of commission. Resolved: When the
9 appointment of all commission members is completed,
10 the Governor shall call the commission together for
11 its first meeting no later than August 3, 1987; and
12 be it further

13 **Appropriation. Resolved:** That there is appro-
14 priated from an account within the Legislature for
15 the fiscal year 1988, the following funds to provide
16 for the Commission to Study Treatment Protocol for
17 Severely Injured or Extremely Ill Patients to carry
18 out this resolve.

19		<u>1987-88</u>
20	<u>Legislature</u>	
21	Personal Services	\$ 2,000
22	All Other	8,000
23		
24	Total	<u>\$10,000'</u>

25 STATEMENT OF FACT

26 This amendment serves to:

27 1. Change the name of the commission from "Com-
28 mission to Study Treatment Protocol for Severely In-
29 competent Patients" to "Commission to Study Treatment
30 Protocol for Severely Injured or Extremely Ill Pa-

