

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

No. 1178

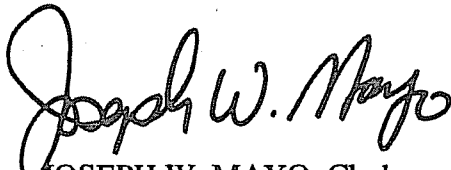
H.P. 869

House of Representatives, April 5, 1993

**Resolve, to Foster the Development of a Range of Alternatives in
Long-term Care.**

(EMERGENCY)

Reference to the Committee on Human Resources suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative RYDELL of Brunswick.
Cosponsored by Representative TREAT of Gardiner and
Representatives: CLARK of Millinocket, HICHBORN of Howland, POULIOT of Lewiston,
Senators: PARADIS of Aroostook, TITCOMB of Cumberland.

2 **Emergency preamble.** Whereas, Acts and resolves of the
Legislature do not become effective until 90 days after
adjournment unless enacted as emergencies; and

4
6 **Whereas,** serious problems exist concerning provisions for
long-term care for many citizens throughout the State; and

8 **Whereas,** there is a need for immediate action to assess the
nature and scope of these problems and to develop plans to
address them; and

12 **Whereas,** in the judgment of the Legislature, these facts
create an emergency within the meaning of the Constitution of
Maine and require the following legislation as immediately
necessary for the preservation of the public peace, health and
safety; now, therefore, be it

18 **Sec. 1. Department of Human Services; duties. Resolved:** That the
Department of Human Services shall:

20 1. Develop a plan for assisted living facilities for use by
low-income people;

24 2. Pursue Medicaid waivers for assisted living facilities;
and

26 3. Work with community agencies to establish programs that
replicate successful programs that currently serve individuals
with Alzheimer's disease and other dementia illnesses; and be it
further

32 **Sec. 2. Moratorium established. Resolved:** That,
notwithstanding the Maine Revised Statutes, Title 22, chapter
405, a license may not be issued to a nursing home facility for
additional beds until the plans developed by the Department of
Human Services as required by section 1 of this resolve are
implemented; and be it further

38 **Sec. 3. Report. Resolved:** That the Department of Human
Services shall submit its report concerning the development of
plans as required by section 1 of this resolve, together with any
implementing legislation, to the Executive Director of the
Legislative Council and to the Joint Standing Committee on Human
Resources by November 1, 1993.

46 **Emergency clause.** In view of the emergency cited in the
preamble, this resolve takes effect when approved.

STATEMENT OF FACT

2 This resolve requires the Department of Human Services to
4 develop a plan for assisted living facilities for use by
6 low-income people. This resolve directs the department to pursue
8 Medicaid waivers for assisted living facilities and to develop
10 programs to serve individuals with Alzheimer's disease and other
 dementia illnesses. The resolve also establishes a moratorium on
 the licensing of additional nursing home beds until the
 department develops and implements the plans required by this
 resolve.