

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

SECOND REGULAR SESSION-1994

Legislative Document

No. 1650

H.P. 1230

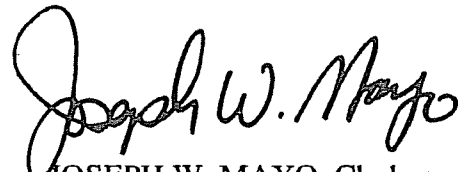
House of Representatives, January 5, 1994

An Act to Clarify the Application of Nursing Facility Admissions Criteria.

(AFTER DEADLINE)

(EMERGENCY)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.
Reference to the Committee on Human Resources suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Speaker MARTIN of Eagle Lake.

Cosponsored by Representative: RYDELL of Brunswick, Senator: PARADIS of Aroostook.

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

4
6 **Whereas,** the Department of Human Services was required to
amend certain criteria concerning admission to nursing
facilities; and

8
10 **Whereas,** those criteria were to be amended by October 1,
1993; and

12 **Whereas,** it is apparent that clarification is immediately
necessary concerning the application of those rules; and

14
16 **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
18 necessary for the preservation of the public peace, health and
safety; now, therefore,

20 **Be it enacted by the People of the State of Maine as follows:**

22 **Sec. 1. PL 1993, c. 410, Pt. FF, §15** is amended by adding at the
24 end a new paragraph to read:

26 The rules adopted under this section apply only to new
28 admissions. For the purposes of this section, "new admission"
means the admission to a nursing facility of a person who has not
been a resident of a nursing facility within 90 days prior to the
current application for admission. This paragraph is repealed
April 1, 1994.

32 **Sec. 2. Retroactivity.** This Act takes effect retroactively to
34 June 30, 1993.

36 **Emergency clause.** In view of the emergency cited in the
preamble, this Act takes effect when approved.
38

40 **STATEMENT OF FACT**

42 This emergency bill clarifies the application of changes to
medical criteria for admission to a nursing facility.