

# MAINE STATE LEGISLATURE

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# 120th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2001

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Legislative Document

No. 1216

S.P. 378

In Senate, February 28, 2001

**Resolve, to Create the Task Force to Study the Various Effects of  
Maine's Long-term Care System.**

(EMERGENCY)

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Reference to the Committee on Health and Human Services suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator LONGLEY of Waldo.  
Cosponsored by Representative KANE of Saco and  
Senators: CATHCART of Penobscot, EDMONDS of Cumberland, ROTUNDO of  
Androscoggin.

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,** the Task Force to Study the Various Effects of  
Maine's Long-term Care System must initiate its study before the  
90-day period expires in order that the study may be completed  
and a report submitted in time for submission to the next  
legislative session; and

10  
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

16  
18           **Sec. 1. Task force established. Resolved:** That the Task Force to  
Study the Various Effects of Maine's Long-term Care System,  
referred to in this order as the "task force," is established;  
and be it further

22           **Sec. 2. Task force membership. Resolved:** That the task force  
consists of 6 members appointed as follows.

24  
26           1. The President of the Senate shall appoint 2 members of  
the Senate with experience in long-term care issues. The first  
Senate member named is the Senate chair.

28  
30           2. The Speaker of the House shall appoint 2 members of the  
House of Representatives with experience in long-term care  
issues. The first House member named is the House chair.

32  
34           3. The Governor shall appoint 2 representatives from the  
long-term care provider industry; and be it further

36           **Sec. 3. Appointments; convening task force. Resolved:** That all  
appointments must be made no later than 30 days following the  
effective date of this resolve. The appointing authorities shall  
notify the Executive Director of the Legislative Council upon  
making their appointments. When the appointment of all members  
is complete, the chairs of the task force shall call and convene  
the first meeting of the task force no later than June 15, 2001;  
and be it further

44  
46           **Sec. 4. Duties. Resolved** That the task force shall undertake  
a thorough review of in-home, home health and community-based  
services, including the structure and adequacy of the provider  
community and its ability to provide the level and quality of  
care which the citizens of this State expect. In examining these  
issues, the task force shall assess:

2 1. Whether the current quality assurance methods are  
4 adequate;

6 2. Whether the qualifications, training, pay scales and  
8 conditions of work for in-home workers are commensurate with the  
10 very sensitive responsibilities of that work;

12 3. Whether care plans are carried out in a timely,  
14 appropriate and effective manner; and

16 4. Whether procedures should be in place to fully protect  
18 consumers of these services from retaliation should they have  
20 complaints or concerns about their care plan, service schedule or  
22 related services; and be it further

24 **Sec. 5. Meetings. Resolved:** That in conducting its duties,  
26 the task force may meet as often as necessary with any  
28 individuals, departments or institutions it considers  
30 appropriate; and be it further

32 **Sec. 6. Staff assistance. Resolved:** That the task force shall  
34 request staffing and clerical assistance from the Legislative  
36 Council; and be it further

38 **Sec. 7. Reimbursement. Resolved:** That the members of the  
40 task force are entitled to receive the legislative per diem, as  
42 defined in the Maine Revised Statutes, Title 3, section 2, and  
44 reimbursement for travel and other necessary expenses for  
46 attendance at meetings of the task force; and be it further

**Sec. 8. Report. Resolved:** That the task force shall submit  
its report and any implementing legislation to the Second Regular  
Session of the 120th Legislature by December 1, 2001. If the  
task force requires an extension of time to make its report, it  
may apply to the Legislative Council, which may grant the  
extension.

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

## SUMMARY

This resolve creates the Task Force to Study the Various  
Effects of Maine's Long-term Care System.