

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND ELEVENTH LEGISLATURE

SECOND SPECIAL SESSION

November 18, 1983

AND AT THE

SECOND REGULAR SESSION

January 4, 1984 to April 25, 1984

AND AT THE

THIRD SPECIAL SESSION

September 4, 1984 to September 11, 1984

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH
IN ACCORDANCE WITH MAINE REVISED STATUTES
ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

J.S. McCarthy Co., Inc.
Augusta, Maine
1986

RESOLVES
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION

of the
ONE HUNDRED AND ELEVENTH LEGISLATURE

1983

CHAPTER 78

H.P. 1788 - L.D. 2361

RESOLVE, Directing the Department of Human Services to Prepare Draft Regulations on the Licensing of Birthing Centers.

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

Whereas, the 111th Legislature has had under discussion L.D. 2062, "AN ACT to Provide for Licensure of Birthing Centers;" and

Whereas, the Legislature recognizes that there are many issues which must be addressed to assure that birthing centers provide safe and adequate care and treatment of women, fetuses and newborns receiving care and services during pregnancy, childbirth and recovery; and

Whereas, the limited time-frame available during this session is insufficient for the Legislature to discuss and resolve these issues; and

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

Task force established. Resolved: That the Department of Human Services, through the Bureau of Medical Services, establish a task force to draft proposed regulations for the licensing of birthing centers. In addition to representatives of the department, the task force shall include representatives of the following organizations and groups:

The Maine State Nurses' Association; the Maine Association of Nurse Midwives; the Maine Chapter of the American College of Obstetrics and Gynecology; the Maine Medical Association; the Maine Osteopathic Association; 3rd party payors; the Maine Hospital Association; and representatives of any existing birthing centers operating in the State; and be it further

Resolved: That the draft regulations contain, at a minimum, substantive requirements in the following areas:

The physical structure of the centers; space, equipment and supplies; fire protection; selection of clients and criteria for determination of low-risk pregnancies; use of medications; record keeping and any reporting requirement; established written protocols with physicians and hospitals; geographical distance the facility may be located from a hospital capable of providing birth by caesarean section; provision of services 24 hours a day at least on an on-call basis; staffing of the center; and evaluation of quality.

The department shall report to the Joint Standing Committee on Health and Institutional Services by December 1, 1984, regarding the proposed regulations.

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

Effective April 18, 1984.

CHAPTER 79

S.P. 810 - L.D. 2168

RESOLVE, Authorizing the Exchange of Certain Public Reserved Lands.

Director of the Bureau of Public Lands authorized to consummate the exchange of certain public reserve lands. Resolved: That the Director of the Bureau of Public Lands is authorized to consummate the exchange of certain public reserved lands contemplated by the agreement dated February 9, 1984, between the State of Maine and the Dyer Interests, attached to and incorporated herein for all purposes. Any and all lands received by the State pursuant to this exchange shall be, for all purposes, Public Reserved Land of the State of Maine and shall be held in trust by the State under the same terms and conditions as apply to other public reserved lands. Notwithstanding anything in the attached agreement provided, the State shall not convey to the Dyer Interests any land or interest therein which comprises a public road or great pond.