MAINE STATE LEGISLATURE

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LAWS

OF THE

STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

THIRD SPECIAL SESSION
October 1, 1992 to October 6, 1992

FOURTH SPECIAL SESSION
October 16, 1992

ONE HUNDRED AND SIXTEENTH LEGISLATURE

FIRST REGULAR SESSION
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PUBLIC LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE

FIRST REGULAR SESSION

of the

ONE HUNDRED AND SIXTEENTH LEGISLATURE

1993

CHAPTER 384

S.P. 451 - L.D. 1418

An Act to Amend the Laws Governing the Committee to Advise the Department of Human Services on AIDS

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

Sec. 1. 5 MRSA §12004-I, sub-§42, as amended by PL 1989, c. 503, Pt. A, §32, is further amended to read:

42. Human Services	~~Committee to~~ ~~Advise the~~ ~~Department of~~ ~~Services on~~ ~~AIDS~~ Maine HIV Advisory Committee	Expenses Only	5 MRSA §19202

Sec. 2. 5 MRSA §19202, as amended by PL 1991, c. 404, §1 and affected by §2, is repealed and the following enacted in its place:

§19202. Maine HIV Advisory Committee

1. Duties. The Maine HIV Advisory Committee, as established in section 12004-I, subsection 42 and referred to in this section as the "committee," shall advise all departments and agencies of the State on:

A. Prevention of the human immunodeficiency virus, referred to in this section as "HIV," and education related to HIV;

B. Crises that may develop related to HIV;

C. Services to persons with HIV;

D. Services for family members and other persons providing care and support to persons with HIV;

E. HIV-related policy, planning, rules or legislation; and

F. All fiscal matters related to HIV.

2. Membership. The Maine HIV Advisory Committee consists of 36 members as follows:

A. One physician who treats a substantial number of children, one physician who treats people with AIDS and one surgeon. Members appointed pursuant to this paragraph must be selected from nominees submitted by the Maine Medical Association and the Maine Osteopathic Association;

B. One provider of services to homeless persons from nominees submitted by the Maine Coalition for the Homeless;

C. One nursing home administrator from nominees submitted by the Maine Health Care Association;

D. One social worker from nominees submitted by the Maine Chapter of the National Association of Social Workers;

E. One public school health educator from nominees submitted by the Maine School Health Education Committee;

F. One school nurse from nominees submitted by the Maine School Nurses Association;

G. One superintendent of a school administrative unit;

H. One service provider for youth in high-risk situations;

I. One representative from labor from nominees submitted by the AFL-CIO;

J. One nurse from nominees submitted by the Maine State Nurses Association;

K. One person from nominees submitted by the Maine Hospice Council;

L. One person appointed from nominees submitted by the Maine Hemophilia Treatment Center and the Maine Chapter of New England Hemophilia Association;

M. One representative of the gay community from nominees submitted by the Maine Lesbian/Gay Political Alliance;

N. Two persons living with HIV from nominees submitted by the Maine Persons with AIDS Coalition;

O. One representative from the insurance industry;

P. One dentist from nominees submitted by the Maine Dental Association;

Q. Two members of the public, including one parent of a school-age child;

R. One mental health professional from nominees submitted by the Maine Psychological Association and the Maine Council of Community Mental Health Services; ·

S. One member representing hospitals from nominees submitted by the Maine Hospital Association;

T. One member representing public health professionals from nominees submitted by the Maine Public Health Association;

U. One infection control practitioner from nominees submitted by the Maine Council for Infection Control Practitioners;

V. One person from nominees submitted by the Maine Human Rights Commission;

W. One substance-abuse counselor appointed by the Director of the Office of Substance Abuse;

X. One member of the clergy from nominees submitted by the Maine Council of Churches;

Y. One representative of AIDS service providers from nominees submitted by the Maine AIDS Alliance;

Z. One family planning service provider from nominees submitted by the Family Planning Association of Maine;

AA. One women's health advocate from nominees submitted by the Maine chapter of the National Organization of Women;

BB. One representative from the American Red Cross from nominations submitted by the American Red Cross State Service Council;

CC. The Commissioner of Human Services or the commissioner's designee, who serves during the commissioner's term of office;

DD. One human resources manager from the private sector from nominations submitted by the Maine Chamber of Commerce and Industry; and

EE. Two Legislators, one Senator appointed by the President of the Senate and one member of the House of Representatives appointed by the Speaker of the House of Representatives.

The members, except for those specifically designated in paragraphs W, CC and EE, must be appointed by the Governor for their competence and experience in connection with these fields, and the field of HIV disease.

3. Terms; compensation. The term of office of each member is 3 years; except that of the members first appointed, 1/3 must be appointed for a term of one year, 1/3 for a term of 2 years and 1/3 for a term of 3 years; the Commissioner of Human Services or the commissioner's designee serves during the commissioner's term of of-

fice; and Legislators serve during the term for which they were elected. The Governor shall designate a chair and vice-chair to serve at the pleasure of the Governor. The chair is the presiding member of the committee. All vacancies must be filled for the balance of the unexpired term in the same manner as original appointments. The members of the committee are entitled to compensation in accordance with chapter 379.

4. Meetings. The committee shall meet at least 4 times a year and more frequently if needed to respond to the duties of this committee as specified in subsection 1. Special meetings may be called by the chair and must be called at the request of the State Epidemiologist, the Director of the Bureau of Health, the Director of Disease Control, the Director of Sexually Transmitted Diseases or by 3 or more members of the committee.

5. Annual program and budget review. The committee shall make an annual assessment of the policies, programs and budget proposals related to HIV of state agencies and may make recommendations related to those policies, programs and budgets.

6. Committee may accept funds. The committee may vote to accept or refuse gifts, grants or other funding that may be offered to the committee.

See title page for effective date.

CHAPTER 385

H.P. 1118 - L.D. 1513

An Act Regarding Welfare Reform

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

Sec. 1. 5 MRSA §1549 is enacted to read:

§1549. Contractors to notify State of job openings

The Department of Administrative and Financial Services, Bureau of Accounts and Control, shall ensure that a contract with a nonstate contractor that is approved under section 1541 requires the contractor to notify the Additional Support for People in Retraining and Education Program within the Department of Human Services when the contractor has an employment opening for which members of the public may apply.

Sec. 2. 5 MRSA §7054-A is enacted to read:

§7054-A. Access to register for ASPIRE-JOBS participants

In making referrals to a position on an open competitive basis in the classified service, preference must be