

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND SEVENTEENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 7, 1994 to June 30, 1995**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 29, 1995**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4**

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**J.S. McCarthy Company**  
**Augusta, Maine**  
**1995**

solicit public participation and comment. The commission may undertake other hearings, presentations or analyses it determines useful; and be it further

**Sec. 6. Recommendations. Resolved:**

That the commission shall submit a report of its findings and recommendations with accompanying legislation, if any, to the Second Regular Session of the 117th Legislature and to the Joint Standing Committee on Judiciary by December 1, 1995. The commission's report must represent the consensus of the members to the greatest extent possible. The report must include:

1. An explanation of the current process in the State that property owners must follow to make a claim for compensation based on the Constitution of Maine and of the Constitution of the United States;
2. An explanation of any recommendation for legislation or further examination of specific laws, rules or regulations;
3. The fiscal impact on the State and its municipalities of any proposed legislation; and
4. An explanation of why legislation or further examination of specific laws, rules and regulations is not needed, if that recommendation is made; and be it further

**Sec. 7. Staff assistance. Resolved:** That the commission shall request staffing and clerical assistance from the Legislative Council; and be it further

**Sec. 8. Compensation; funding. Resolved:** That the members of the commission who are Legislators are entitled to receive the legislative per diem for each day's attendance at meetings of the commission. The commission may seek, receive and expend funds from sources other than the General Fund. The Executive Director of the Legislative Council shall administer the commission's budget; and be it further

**Sec. 9. Appropriation. Resolved:** That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

**Sec. 9. Appropriation. Resolved:** That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1995-96

**LEGISLATURE**

**Study Commission on Property Rights and the Public Health, Safety and Welfare**

Personal Services	\$2,860
All Other	3,140
	\$6,000

**TOTAL**

Provides funds for the per diem and expenses of legislative members and public hearing and miscellaneous costs of the Study Commission on Property Rights and the Public Health, Safety and Welfare.

; and be it further

**Sec. 10. Allocation. Resolved:** That the following funds are allocated from Other Special Revenue funds to carry out the purposes of this resolve.

1995-96

**LEGISLATURE**

**Study Commission on Property Rights and the Public Health, Safety and Welfare**

All Other	\$500
Allocates funds to authorize expenditures if private or public funds are received to support the activities of the Study Commission on Property Rights and the Public Health, Safety and Welfare.	

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

Effective July 3, 1995.

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**CHAPTER 46**

**H.P. 405 - L.D. 540**

**Resolve, to Implement the Recommendations of the Healthy Start Task Force**

**Sec. 1. Healthy Start Pilot Project. Resolved:** That the Healthy Start Pilot Project is established in the Department of Human Services to provide in 3 geographically diverse locations a community-based home visitation program that is

preventative, comprehensive, family-focused and universally available within the project areas.

The Department of Human Services shall undertake a planning process for the Healthy Start Pilot Project that must involve consumers and providers of social services in the different regions of the State and that must include consideration of the resources that exist and that would need to be developed in different pilot project areas and the feasibility of charging for services.

The Department of Human Services shall administer a contract program under which 3 pilot projects are funded. The following are required elements of the contracts: consistent program design; comprehensive and uniform training of personnel; and systematic evaluation. The pilot projects must collaborate with other entities in the community providing services to families in order to expand on existing services.

All pilot projects must adopt the following Maine Healthy Start Critical Elements.

1. Pilot projects must offer services on a voluntary basis to families in the projects areas.
2. First-tier supportive services must be available to all new parents and include:
  - A. Community-level, home-based nursing services to attend to the newborn infant care issues;
  - B. Outreach that provides periodic child health and development information and encourages families to seek out help as needed; and
  - C. Use of any other existing family support outreach services in Maine communities.
3. Second-tier home visitor services must be offered to parents who need them and must be continued with frequency that matches the needs of the family.
4. Identification of needs must be done using a family stress checklist.
5. Pilot projects must accept families prenatally until children are 6 months of age and continue those services until the child is 5 years of age.
6. To encourage acceptance of 2nd-tier services when needed, outreach must continue for at least 3 months.
7. Services must be family-focused, promote healthy child development and assist the family toward self-sufficiency and full partnership with other families in enhancing family and community well-being.

8. Families must be linked to primary health care providers.

9. Pilot projects must complement existing community services, whether federally or state supported.

10. Home visitors must receive ongoing professional supervision and have limited caseloads.

All pilot projects are for 4 years' duration, with the first contracts for each program to last 2 years. Administrative costs for each program are limited to 10% of the program cost for general administration. The cost of the evaluation is limited to 15% of the program cost. The Department of Human Services shall oversee all 3 projects and shall evaluate the projects and shall develop an evaluation plan for the projects prior to implementation.

All pilot projects must match 25% of the contract amount with community-based funding, which may be a combination of cash and in-kind contributions of space, equipment, supplies, staff time or services.

All pilot projects shall meet regularly with the other projects and the Department of Human Services to share experiences, coordinate efforts, plan for statewide expansion and coordinate searches for outside funding to supplement any General Fund appropriations for the last 2 years of their duration; and be it further

**Sec. 2. Report. Resolved:** That the Department of Human Services shall submit an interim report to the joint standing committee of the Legislature having jurisdiction over human resources matters and to the Executive Director of the Legislative Council by July 1, 1997 and a complete report by July 1, 1998.

See title page for effective date.

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## CHAPTER 47

### H.P. 550 - L.D. 746

#### **Resolve, to Create the Commission to Study the Growth of Tax-exempt Property in Maine's Towns, Cities, Counties and Regions and its Impact on those Budgets**

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

**Whereas,** nonprofit agencies need a variety of services from municipal governments; and