

MAINE STATE LEGISLATURE

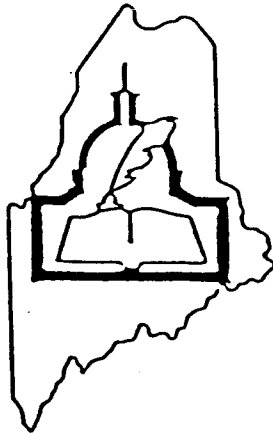
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STATE OF MAINE
ONE HUNDRED AND TWELFTH LEGISLATURE
SECOND REGULAR SESSION

JOINT STANDING COMMITTEE ON
HUMAN RESOURCES
BILL SUMMARY



MAY 1986

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ONE HUNDRED AND TWELFTH LEGISLATURE
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JOINT STANDING COMMITTEE
BILL SUMMARIES
MAY 1986

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature, covering the Second Regular Session of the 112th Legislature. The summaries are arranged by LD number under each committee.

All Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor if it is a floor amendment or the designation "CA" if it is a committee amendment. If the amendment was adopted in the House, the letter H appears after the sponsor. If it was adopted in the Senate, the letter S appears.

Final action for each bill is listed to the right of the title. If final House action and Senate action differ, both are listed.

Key to Committee Reports and Floor Action:

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-AM	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

The committee amended the bill (H-701) to make the following changes:

1. Corrects the equitable jurisdiction section of the bill to limit the case of equitable relief to only those proceedings filed by an agency in the Department of the Attorney General. This limited authority is consistent with the intent of the original bill.

2. Extends the measles immunization requirement in the original legislative document to employees of health facilities which are identified by department rule as well as to hospital employees. In addition, it defines employees to avoid any confusion as to who must be immunized and provides an exemption to that requirement for medical or religious reasons.

3. Deletes language which requires a complaint from the court prior to an inspection for facilities which the Department believes are being operated without a license.

4. Deletes the amendment to the cystic fibrosis fund which contains the appropriation. The intent of the original bill was to amend the law pertaining to the administration of the cystic fibrosis fund. This amendment retains the administrative changes and deletes the appropriation section of that law.

H-732 was introduced in the House to amend that part of the amendment (H-701) which deleted the requirement for a complaint for facilities which were being operated without a license. This amendment requires approval of the owner or a search warrant when the department seeks entry and inspection in cases when it is believed a license is required, pursuant to the Maine Revised Statutes, Title 22, chapter 562, but has not been obtained. This amendment was printed too late for introduction in the House. An identical Senate amendment (S-529) was prepared and adopted.

LD AN ACT TO ESTABLISH A COMMISSION TO EXAMINE THE P&SL 1985
2330 AVAILABILITY, QUALITY AND DELIVERY OF SERVICES c. 112
PROVIDED TO CHILDREN WITH SPECIAL NEEDS

Sponsor: DIAMOND J, Gill, Martin J, Nelson
Committee Report: Engrossed without reference to committee

H-670 HA
H-692 HB H S
S-474 SA
S-515 PEARSON H S

SUMMARY: This bill was engrossed without reference, but is referenced here since the subject matter relates to the Human Resources Committee.

The 111th Legislature established the Maine Commission to Examine the Availability, Quality and Delivery of Services Provided to Children with Special Needs. The commission accomplished many of its explicit tasks during the next 2 years and published a report of its findings in January 1985.

Commission members met again during the fall of 1985 to review the progress made by the 4 major youth-serving departments in addressing its recommendations. The commission provided the impetus for many positive changes in the service delivery system for children with special needs.

No joint special or standing committee on children currently exists in Maine, yet the Legislature faces an increasing number of complex issues relating to children and families each year. This bill sought to establish, on a permanent basis, a broad-based, multidisciplinary commission on children with special needs.

H-692 replaced the entire bill. It deleted the proposed permanent commission and extended the present commission for one year. It also added an emergency clause and preamble to the bill.

S-515 reduced the General Fund appropriation for the commission from \$8,700 to \$3,200 and indicated that the Department of Mental Health and Mental Retardation could absorb the related costs associated with the bill.

H-670, which also ought to reduce the appropriation, and S-474, which would have changed a reference to the Legislative Council, were not adopted.

LD	AN ACT CONCERNING NURSING STAFFS IN NURSING	PL 1985
2350	HOMES, STAFF RATIOS, REIMBURSEMENT, POLICIES	c. 738
	AND DELEGATION OF DUTIES	

Sponsor: BUSTIN
Committee Report: New draft of LD 1846, with new title.

SUMMARY: The new draft, with new title, replaces the original bill. The new draft incorporates the provision of the original bill which provided reimbursement to nursing homes for nurses in training, consistent with approved staffing patterns and reimbursement for the training expenses of those nurses. It also retains the provisions requiring consistency for employment and training rules for nursing assistants employed in nursing homes.