

MAINE STATE LEGISLATURE

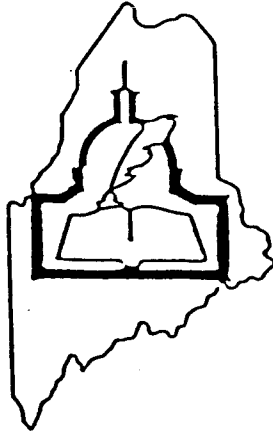
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STATE OF MAINE
ONE HUNDRED AND TWELFTH LEGISLATURE
SECOND REGULAR SESSION

JOINT STANDING COMMITTEE ON
HUMAN RESOURCES
BILL SUMMARY



MAY 1986

PREPARED BY:

John R. Selser, Legal Analyst

OFFICE OF POLICY AND LEGAL ANALYSIS
STATE HOUSE, STATION 13 AUGUSTA, MAINE 04333
(207) 289-1670



HELEN T. GINDER, DIRECTOR
HAVEN WHITESIDE, ASST. DIRECTOR
GILBERT W. BREWER
DAVID C. ELLIOTT
MARTHA E. FREEMAN
JERI B. GAUTSCHI
CHRISTOS GIANOPOULOS
WILLIAM T. GLIDDEN, JR.

STATE OF MAINE
OFFICE OF POLICY AND LEGAL ANALYSIS
ROOM 101/107
STATE HOUSE STATION 13
AUGUSTA, MAINE 04333
TEL.: (207) 289-1670

JULIE S. JONES
JOHN B. KNOX
EDWARD POTTER
MARGARET J. REINSCH
LARS H. RYDELL
JOHN R. SELSER
ANDREA L. COLNES, Res. Asst.

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 new draft requires the Department of Human Services to evaluate, in consultation with nursing home associations, the apparent lack of certified nursing assistants and recommend a resolution to any problems which it finds by report to the Human Resources Committee. The Maine Committee on Aging shall also receive these reports and submit its comments to the Joint Standing Committee on Human Resources.

The new draft also specifies certain tasks that may be delegated to nursing assistants enrolled in training by a registered nurse.

LD 2351 AN ACT TO INCORPORATE THE ANNUAL REVIEW OF FEE SCHEDULES FOR PROVIDERS UNDER THE MEDICAL ASSISTANCE PROGRAM INTO THE ANNUAL MEDICAID REPORT PL 1985 c. 727

Sponsor: BUSTIN, Gill, Carroll, Melendy
Committee Report: New draft of LD 2151

SUMMARY: This new draft, with new title, replaces the original bill. Instead of repealing the annual review of fee schedules, it retains the annual review, but requires that review to be a part of the annual Medicaid report.

LD 2367 AN ACT TO PROTECT THE PUBLIC HEALTH IN RELATION TO ACQUIRED IMMUNE DEFICIENCY SYNDROME PL 1985 c. 711

Sponsor: GILL, Connolly, Clark N, Rydell
Committee Report: New draft of LD 2063

H-683 HA
H-691 HB
H-695 HC H S
S-512 SA H S

SUMMARY: This is the new draft of LD 2063. It provides for the following:

1. The establishment of a committee to advise the Department of Human Services on Acquired Immune Deficiency Syndrome;
2. The establishment of procedures regarding the confidentiality of test results for the presence of antibodies for the HLTV-III virus; and
3. The provision that insurers may not ask an applicant to reveal whether or not they have taken a test to indicate the presence of antibodies to the HLTV-III virus or what the test results were. (This provision is repealed Oct. 1, 1987.)

In addition, the committee requested and received authority from the Legislative Council to study the feasibility of insurance pools for all high risk groups.

This bill was amended by H-695 and S-512. H-695 amended the composition of the advisory committee by removing references to specific members of the high-risk community and by adding a member of the clergy and removed the requirement that attorneys' fees be paid in court cases involving violation of this Act. S-512 reduced the appropriation.

The remaining two amendments (H-683 and H-691) were similar to H-695 and were not adopted.

LD 2372	AN ACT TO AMEND THE MAINE HEALTH CARE FINANCE COMMISSION LAWS WITH RESPECT TO THE CERTIFICATE OF NEED DEVELOPMENT ACCOUNT, RECOGNITION OF CERTAIN OPERATING COSTS, REPEAL OF PROVISIONS GOVERNING REORGANIZATIONS AND AFFILIATED INTERESTS, STREAMLINING OF PROCEDURE AND FOR OTHER PURPOSES	PL 1985 c. 778
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Sponsor: TWITCHELL, Crowley, Taylor, Perkins
Committee Report:

SUMMARY: The new draft replaced the original bill. It amended the provisions of the original bill as follows.

1. It allows an adjustment to a hospital's financial requirements for reasonable costs associated with a successful appeal of a commission decision. The costs allowed are limited to those associated with the issues on which the hospital has prevailed in court but include the costs associated with presenting those same issues to the commission in the case from which the appeal was taken.

2. Instead of repealing section 396-L of the Health Care Finance Act, concerning affiliated interests, as the original bill proposed, it amends that section to provide hospitals with greater flexibility in developing new ventures that are not related to the hospital and to improve the ability of hospitals to predict the extent to which the affiliated interests' regulations will apply to particular ventures that they may be planning. This is accomplished by amendments that:

A. narrow the definition of "affiliated interests" to exclude entities that are not subsidiaries and do not perform hospital services;