

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
ONE HUNDRED AND THIRTEENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON  
HUMAN RESOURCES  
BILL SUMMARY



JUNE 1987

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ONE HUNDRED AND THIRTEENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE  
BILL SUMMARIES  
JUNE 1987

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. The summaries are arranged by LD number under each committee.

All Adopted 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 "COMMITTEE" if it is a committee amendment.

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

Please let us know if you would prefer a different format or additional information and if the summaries are helpful.

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-A	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

The second part of the bill originally extended the time period under which the exemption to the medical examination is permitted. It provided that in the case of a terminally ill patient, if the physician had examined the patient within 2 weeks instead of the current 48 hours period, the physician need not reexamine the body to fill out the death certificate. The amendment (H-49) added a definition of terminally ill patient.

LD 349 AN ACT TO PROVIDE FOR A PROSPECTIVE PAYMENT SYSTEM FOR STATE REIMBURSEMENT OF BOARDING CARE FACILITIES WITH MORE THAN 6 BEDS, TO ALLOW FOR PERIODIC COST-OF-LIVING ADJUSTMENTS AND FOR OTHER PURPOSES ND LD 1784

Sponsor: CARROLL, Kimball, Simpson  
Committee Report: OTP-ND LD 1784

SUMMARY: This bill sought to require the Department of Human Services to establish a prospective payment system for reimbursement of boarding care facilities of more than 6 beds instead of the current flat rate system. The new draft proposed to raise the level of reimbursement for boarding care facilities currently operating under a cost reimbursement system and would have required the Department of Human Services to develop a prospective payment system for those facilities and report on the progress in developing that system by February 1, 1988.

LD 353 AN ACT TO PROHIBIT SMOKING IN PUBLIC AREAS OF PUBLICLY OWNED BUILDINGS PL 1987 c. 332

Sponsor: PINES, Carroll, Boutilier, Gill  
Committee Report: OTP-A (Majority)  
ONTP (Minority)

Amendments Adopted:  
H-151 COMMITTEE  
H-197 BROWN  
S-88 BUSTIN

SUMMARY: This bill prohibited smoking in the public areas of publicly owned buildings. Exceptions to this rule are the portions of public buildings used exclusively for nonpublic purposes or which are privately leased and, as provided by the Committee amendment (H-151), restaurants in public buildings are governed by the rules for restaurants which require a reasonably sufficient no smoking area and civic auditoriums which are required to keep some areas between the main entrance and the auditorium as a no smoking area. In addition, H-151 excluded public proceedings in public buildings, deferring to the existing law which allows smoking if all present consent to it.

S-88 allowed public employees to reopen collective bargaining agreements to bargain for smoking areas in the nonpublic areas of publicly owned buildings. H-197 was a technical amendment.

LD            AN ACT CONCERNING INTERDEPARTMENTAL COORDINATION            PL 1987  
359           OF SERVICES TO CHILDREN AND FAMILIES                            c. 181

Sponsor: MANNING, Pines, Gauvreau, Gill  
Committee Report: OTP-A  
Amendments Adopted:  
H-133 COMMITTEE

SUMMARY: This bill codified the current interdepartmental coordination of services to children and families. The Commissioners of four departments (Corrections, Education and Cultural Services, Human Services, and Mental Health and Mental Retardation, are officially established as a special interdepartmental committee. This committee, which has existed in practice since 1978, will report annually to the Legislature. The committee amendment delayed the effective date until February 1, 1988.

LD            AN ACT TO REQUIRE GREATER SPECIFICITY IN THE                    PL 1987  
399           ANNUAL REPORTS OF THE MAINE HEALTH CARE                            c. 73  
                 FINANCE COMMISSION

Sponsor: GAUVREAU, Manning,  
Committee Report: OTP  
Amendments Adopted:  
S-23 GAUVREAU

SUMMARY: This bill required the annual report of the Maine Health Care Finance Commission to include more supporting data for the report's conclusions. Senate Amendment S-23 reallocated the language of the bill to a more appropriate section of the law.

LD            AN ACT TO ESTABLISH AN ALTERNATIVE TO THE                            INDEF. PP  
401           CERTIFICATE OF NEED PROCESS TO ADDRESS THE  
                 NEEDS OF MEDICAID PATIENTS IN NEED OF NURSING  
                 HOME CARE

Sponsor: GILL, Bustin, Boutilier, Taylor  
Committee Report: OTP-A  
Amendments Adopted:  
S-178 COMMITTEE

SUMMARY: This bill originally sought to require the Department of Human Services, in consultation with