

MAINE STATE LEGISLATURE

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STATE OF MAINE
113TH LEGISLATURE
SECOND REGULAR SESSION



BILL SUMMARY
JOINT STANDING COMMITTEE
ON
HUMAN RESOURCES

MAY 1988

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**ONE HUNDRED AND THIRTEENTH LEGISLATURE
FIRST & SECOND SPECIAL SESSIONS
SECOND REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES
MAY 1988**

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 for floor amendments. Final action is listed to the right of the title. If final House and Senate action differ, both are listed. Committee Reports and Floor Action are indicated as follows::

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

Each individual summary was prepared by the analyst assigned, as noted for each committee. But, this document was produced by the efforts of all the office staff, including Secretaries: Charlene Brann, Janet Jean, Earl Knox, Valarie Parlin; Research Assistant Hartley Palleschi. Finally, Secretary Laurette Knox, Legal Assistant Carolyn Chick, and Research Assistant Robert Dunn had special responsibilities in the preparation of the overall document.

Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.

LD An Act to Allowing Waiver of Certificate of Need Review PUBLIC
2053 Requirements for Projects Othan Than Those Related to Acute 725
 Patient Care When the Waiver Would Further the Purposes of EMERGENCY
 the Maine Certificate of Need Act

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
ROLDE	OTP-AM	H-599

SUMMARY

The bill sought to provide for the waiver of certificate of need review by the Department of Human Services when review by the department appeared to be unnecessary and did not serve a public purpose. The bill also corrected a cross reference to a repealed section and added a cross reference to the provisions of this bill.

The committee amendment (H-599) rewrites and clarifies the waiver of certificate of need provisions of the original bill, including the addition of a limitation on this type of waiver to projects other than those related to acute patient care or projects that could affect the financial requirements of a hospital under the Maine Revised Statutes, Title 22, chapter 107. In addition, it lists several factors which the department may consider when evaluating whether a waiver is appropriate. The type of projects which are likely to be considered for a waiver include: Decreases in a nursing home's licensed or certified bed capacity; termination of a health service, including a facility which goes out of business; replacement of equipment which does not involve an upgrading of services or technological capabilities; construction or renovation of projects at existing facilities when the applicant does not seek reimbursement for related expenses; transfers of ownership in certain instances, for example, when there is a clear need to maintain the existing complement of beds, when the purchaser is clearly fit, willing and able to implement the project, and when no additional noncapital operating costs will accrue to the health care system. The amendment also requires an annual report to the Legislature on the operation and implementation of this law.

LD Resolve, to Create a Day Care Demonstration Project as an RESOLVE
2079 Employment Incentive to Help Address the Nursing Shortage 114
 EMERGENCY

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
GILL BUSTIN BOUTILIER PINES	OTP-AM	S-546 PEARSON

SUMMARY

This resolve sought to create a one-year demonstration project conducted by the Sisters of Charity Health Systems, Inc., in Lewiston to establish a day care program to be offered by health care facilities as a benefit to attract new people to the nursing profession.