

MAINE STATE LEGISLATURE

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STATE OF MAINE
114TH LEGISLATURE
FIRST REGULAR SESSION



BILL SUMMARY
JOINT STANDING COMMITTEE
ON
HUMAN RESOURCES

JULY 1989

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Sen. Edwin C. Randall

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* Denotes Chair

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ONE HUNDRED AND FOURTEENTH LEGISLATURE
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE
BILL SUMMARIES
AUGUST 1989

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 for 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 abbreviated 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 Research Assistant Barbara McGinn, and secretaries: Charlene Brann, and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

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

LD 877 An Act to Allow Recovery of Costs Incurred in Cooperating with Length-of-stay Reviews, Utilization Reviews and Related Activities by Managed Care Organizations, 3rd Party Payors and Governmental Entities LV/WD

SPONSOR(S) COMMITTEE REPORT AMENDMENTS ADOPTED
ROLDE LV/WD
GILL
DIPIETRO
PENDLETON

SUMMARY

This bill would require the Maine Health Care Finance Commission to provide an adjustment to financial requirements to recognize the costs incurred by hospitals when they are required to cooperate with length-of-stay reviews, utilization reviews and related activities conducted by managed care organizations, governmental entities and other 3rd-party payors.

LD 912 An Act to Require Nursing Facilities to File Notice of Intent to Withdraw from the Medicaid Program and to Ensure the Continuing Provision of Services to all Residents in the Facility at the Time of Withdrawal LV/WD

SPONSOR(S) COMMITTEE REPORT AMENDMENTS ADOPTED
CLARK N LV/WD
HICKEY
MANNING
GILL

SUMMARY

This bill would require nursing homes to file a notice of intent to withdraw from the Medicaid program with the Department of Human Services and to notify residents at least 30 days prior to withdrawal. Those facilities will also be required to continue to provide care, with specified exceptions, to all residents, regardless of payment source, residing in the nursing facility at the time of filing the notice of intent to withdraw. Once notice has been filed, residents will be provided with clear notice that the nursing home will not continue to care for them once private resources are exhausted, and the nursing home will provide for an orderly transfer to an appropriate care facility. The nursing facility would be required to repay on a regular schedule any funds reimbursed by the Medicaid program to the nursing facility to recapture depreciation. The Department of Human Services would reallocate the beds thus made available to other facilities in high priority areas of the State.

LD 913 Resolve, to Provide Certified Nursing Assistant Training at the Central Maine Vocational-Technical Institute LV/WD

SPONSOR(S) COMMITTEE REPORT AMENDMENTS ADOPTED
GAUVREAU LV/WD
LAPOINTE
WHITMORE
HANDY

SUMMARY

This resolve creates a demonstration project to establish a curriculum for certified nursing assistant training and provides for ladders of advancement within the nursing profession. This demonstration

project will be developed between member nursing homes of the Maine Health Care Association and the Central Maine Vocational-Technical Institute.

See also LDs 1268, 1324 and 1591.

LD 920 **An Act to Implement Recommendations Proposed by the Blue Ribbon Commission on the Regulation of Health Care Expenditures (Reported Pursuant to Public Laws of 1987, Chapter 440, section 5)** INDEF PP

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
	OTP-AM	S-326

SUMMARY

This bill contains the recommendations of the Blue Ribbon Commission to Study the Regulation of Health Care Expenditures. The original bill makes the following major changes;

- + It reduces the scope of projects subject to certificate of need review.
- + It changes the hospital regulatory body from a part time five member commission to a three member full time commission.
- + It provides more flexibility in the hospital rate setting process to permit increased competition and to reward hospitals which are efficient.
- + It establishes a \$30,000,000 fund to be used to compensate hospitals for losses resulting from governmental shortfalls and charity care.

This bill was amended in Committee and ultimately incorporated into LD 1322. (See summary of LD 1322 under Banking and Insurance Committee, above.) The provisions resulting from LD 920 which were incorporated into LD 1322 did not change the structure of the Maine Health Care Finance Commission but did make changes in the regulatory system to provide more flexibility and a greater role for competition. The Commission will study appropriate methods of regulation of outpatient services and a study commission is established to study health planning and certificate of need and the advisability of deregulating ambulatory health services. The enacted version provides approximately \$5,000,000 for uncompensated care.

LD 940 **An Act to Provide Funds for the Establishment of the Community Service Center for the Deaf and Hearing-Impaired** INDEF PP

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
KETOVER CLARK N HANDY ANTHONY	OTP-AM	H-280

SUMMARY

This bill provides funds to continue a community service center for the deaf and hearing-impaired in Maine to be matched by federal funds and other funding sources, as available. It would provide for a