

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
116TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
HUMAN RESOURCES

JULY 1993

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**ONE HUNDRED AND SIXTEENTH LEGISLATURE  
FIRST REGULAR SESSION**

**JOINT STANDING COMMITTEE  
BILL SUMMARIES**

**JULY 1993**

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 volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. All adopted amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>P&amp;S XXX</i>	<i>Chapter # of enacted Private &amp; Special Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of enacted Resolve</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>CARRIED OVER</i>	<i>Bill carried over to Second Session</i>
<i>ONTP</i>	<i>Ought Not to Pass report accepted</i>
<i>ENACTMENT FAILED</i>	<i>Bill failed to get majority vote</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>FAILED EMERGENCY ENACTMENT</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>DIED BETWEEN BODIES</i>	<i>House &amp; Senate disagree; bill died</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference formed but unable to agree</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>
<i>UNSIGNED</i>	<i>Not signed by Governor within 10 days</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>

These summaries were prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond and Valarie Parlin.

If you have any suggestions or comments on these summaries, please let us know.

4693NRG

**SPONSOR(S)**  
SUMMERS**COMMITTEE REPORT**  
ONTP**AMENDMENTS ADOPTED****SUMMARY**

This bill establishes the Family and Community Care Assistance Program, which provides financial incentives to families who are able and willing to provide home-based care for persons who would otherwise be eligible for Medicaid benefits in long-term nursing facilities. The program makes available state funds, which would have been spent towards the cost of the institutional care, to be used for certain expenditures in a family, congregate housing or other setting for community-based care.

This bill also strengthens the State's current nursing home preadmission screening process by making it mandatory for prospective Medicaid recipients and by adding a nursing home diversion component. In addition to evaluating the appropriateness of nursing home care, the diversion component requires the Department of Human Services to inform nursing home applicants if appropriate home or community-based care could be arranged.

The bill also replaces references to "nursing home" with the term "nursing facility" to make the law consistent with federal Medicaid regulations.

See also LD 418.

**LD 1486 An Act to Consolidate All Substance Abuse Programs within the Office of Substance Abuse**

INDEF PP

**SPONSOR(S)**  
GEAN  
PARADIS J**COMMITTEE REPORT**  
OTP-AM**AMENDMENTS ADOPTED**  
H-563  
H-631 TREAT  
S-316 BUSTIN  
S-324 HARRIMAN**SUMMARY**

This bill consolidates substance abuse programs operated by various state agencies into the Office of Substance Abuse. It immediately moves all General Fund money appropriated to other departments for substance abuse services and appropriates that money to the Office of Substance Abuse. It directs the Office of Substance Abuse to develop a plan to further consolidate all state-run substance abuse programs, regardless of funding source. The bill also repeals the existing Maine Council on Alcohol and Drug Abuse Prevention and Treatment and establishes the Substance Abuse Services Commission, which has the duty of overseeing and directing the Office of Substance Abuse.

Amendment H-563 changes the original bill as follows.

1. It adds the Director of the Office of Substance Abuse to the membership of the Interdepartmental Council and eliminates the members of the current Interdepartmental Council from the membership of the Substance Abuse Services Commission. A physician, superintendent, elementary educator, attorney, higher education representative, private sector employer and substance abuse practitioners in the areas of education, prevention and treatment are added to the membership of the commission, increasing the total number of members from 15 to 17. The per diem authorized in the bill is changed to allow expenses only for members of the commission. The amendment also clarifies that the commission provides oversight to the Office of Substance Abuse but does not direct its activities.