

MAINE STATE LEGISLATURE

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STATE OF MAINE
117TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
HUMAN RESOURCES

AUGUST 1995

Staff:

Jane Orbeton, Legislative Analyst

*Office of Policy and Legal Analysis
Room 101/107/135, 13 State House Station
Augusta, ME 04333
(207)287-1670*

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**Maine State Legislature
OFFICE OF POLICY AND LEGAL ANALYSIS**

State House Station 13, Augusta, Maine 04333
Telephone (207) 287-1670
Telecopier (207) 287-1275

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

**SUMMARY OF LEGISLATION BEFORE
THE JOINT STANDING COMMITTEES**

AUGUST 1995

This document is a compilation of the bill summaries prepared by this office for the Joint Standing 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 publication, History and Final Disposition of Legislative Documents, is helpful in determining to which committee any particular bill was referred.

In this document, 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, together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various categories of final action are abbreviated as follows:

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

These summaries were prepared by the analyst or analysts assigned to the committee. If more detailed information is needed on a bill, contact the committee analyst.

5581LHS

SPONSOR(S)
TREAT**COMMITTEE REPORT**
OTP-AM**AMENDMENTS ADOPTED**
H-186**SUMMARY**

The purpose of this bill is to ensure that there is an adequate system of long-term care in the State.

The bill amends current law to require that every person entering a nursing home gets preadmission screening to determine eligibility and requires the Department of Human Services to submit a progress report on the preassessment program. The bill further amends current law to eliminate the pecuniary interest provision.

The bill requires the Department of Human Services, Bureau of Elder and Adult Services to amend the so-called "Med-94" screening tool to more accurately take into account people's mental capabilities and the impact of the caregiver and the environment on those capabilities.

The bill requires the bureau to examine the licensing and certification rules for residential facilities to see if they adequately provide the continuum of care, particularly for low-income and middle-income elderly. In reviewing rules they should work with providers and consumers in doing a comprehensive review with an eye towards access, quality and stages of care.

The bill requires the bureau, in conjunction with consumer groups and providers, to develop a 7-year implementation plan for a long-term care system in the State. This plan must include recommendations for legislation, rules and funding sources and must address issues of accessibility, noninstitutional care, maximization of ability to age in place and cost-effectiveness.

COMMITTEE AMENDMENT "A" (H-186) requires the Department of Human Services to review the assessments of persons with severe cognitive impairments who are found ineligible for nursing facility level care. It requires the department to provide case management to those consumers and caregivers. It deletes the provisions of the bill that provide for the assessment process for special consideration for clients with dementia and Alzheimer's disease. In the provision requiring an implementation plan from the Department of Human Services, Bureau of Elder and Adult Services, it deletes the requirement that the plan be a 7-year plan. It also adds a fiscal note.

See also LD 144 and LD 218.

**LD 1133 An Act to Provide Funding for Services for Persons with
HIV or AIDS**

ONTP

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

This bill provides General Fund appropriations to purchase services for people with HIV or AIDS from Peabody House, an agency located in Portland.