

# 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

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**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 &amp; 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&amp;S XXX</i>	<i>Chapter # of enacted Private &amp; 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

**LD 1135**      **Resolve, Directing the Department of Human Services to Establish an Oversight Committee to Study Child Protective Services**      ONTP

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

**SUMMARY**

This resolve requires the Department of Human Services to conduct a comprehensive review of protective and family services for children and to review and update the reports that were required by similar legislation in 1992.

**LD 1136**      **An Act to Provide Immunity for Clinicians Contracted by the State Forensic Service**      PUBLIC 219

**SPONSOR(S)**                      **COMMITTEE REPORT**                      **AMENDMENTS ADOPTED**  
PENDEXTER                              OTP-AM                              S-166  
FITZPATRICK

**SUMMARY**

This bill adds the performance of evaluations on behalf of any court of record to the duties of the State Forensic Service. This bill also extends quasi-judicial immunity standards to any clinicians that contract with the State Forensic Service to perform the evaluations if the evaluation is done in accordance with protocols established by the State Forensic Service.

COMMITTEE AMENDMENT "A" (S-166) adds a fiscal note to the bill.

**LD 1139**      **An Act to Ensure Efficiency in Delivery of Home Health Care Services in Congregate Settings by Eliminating Unnecessary Regulation**      ONTP

**SPONSOR(S)**                      **COMMITTEE REPORT**                      **AMENDMENTS ADOPTED**  
HARRIMAN                              ONTP

**SUMMARY**

Recently the legislature has taken steps to promote congregate care and assisted living. Long-term care services are provided to residents of these congregate housing units by home health care providers. Initially home health care rules were written in contemplation of services being provided in individual dwellings. The home health care rules that apply to such activities as dispensing medication do not account for the possibility of closer supervision in a congregate setting as do the corresponding rules for nursing homes. This bill allows the licensee to apply the nursing facility rules when it would save unnecessary expense.

See also LD 1401.

**LD 1140**      **An Act to Allow Pharmacies That Serve Long-term Care Recipients to Receive Discounts from Manufacturers**      ONTP

**SPONSOR(S)**                      **COMMITTEE REPORT**                      **AMENDMENTS ADOPTED**  
ABROMSON                              ONTP