

MAINE STATE LEGISLATURE

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**STATE OF MAINE
118TH LEGISLATURE**

**FIRST REGULAR SESSION
AND
FIRST SPECIAL SESSION**

**BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
HEALTH AND HUMAN SERVICES**

JULY 1997

MEMBERS:

Sen. Judy Paradis, Chair

Sen. Susan W. Longley

Sen. Betty Lou Mitchell

Rep. J. Elizabeth Mitchell, Chair

Rep. Joseph E. Brooks

Rep. Elaine Fuller

Rep. Thomas J. Kane

Rep. Wendy Pieh

Rep. Michael W. Quint

Rep. Glenys P. Lovett

Rep. Jeffery G. Joyner

Rep. Tarren R. Bragdon

Rep. Lois A. Snowe-Mello

Staff:

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Maine State Legislature

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**ONE HUNDRED EIGHTEENTH LEGISLATURE
FIRST REGULAR AND FIRST SPECIAL SESSIONS**

**Summary Of Legislation Before The Joint Standing Committees
August 1997**

We are pleased to provide this summary of bills that were considered by the 15 Joint Standing Committees of the Maine Legislature staffed by this office. The document is a compilation of bill summaries which describe each bill, committee amendments and other relevant amendments, as well as the final action taken on the bill. Also included are statistical summaries of bill activity this Session for the Legislature and each of its joint standing committees.

The document is organized for convenient reference to information on bills handled by the joint standing committees. It is organized alphabetically by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. Two indices, a subject index and a numerical index by LD number are provided for easy reference to bills. They are located at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet (www.state.me.us/legis/opla).

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

- CARRIED OVER*.....*Bill carried over to Second Regular Session*
- CON RES XXX*.....*Chapter # of Constitutional Resolution passed by both Houses*
- CONF CMTE UNABLE TO AGREE*.....*Committee of Conference unable to agree; bill died*
- DIED BETWEEN BODIES*.....*House & Senate disagree; bill died*
- DIED IN CONCURRENCE*.....*One body accepts ONTP report; the other indefinitely postpones the bill*
- DIED ON ADJOURNMENT*.....*Action incomplete when session ended; bill died*
- EMERGENCY*.....*Enacted law takes effect sooner than 90 days*
- FAILED EMERGENCY ENACTMENT/FINAL PASSAGE*.....*Emergency bill failed to get 2/3 vote*
- FAILED ENACTMENT/FINAL PASSAGE*.....*Bill failed to get majority vote*
- FAILED MANDATE ENACTMENT*.....*Bill imposing local mandate failed to get 2/3 vote*
- INDEF PP*.....*Bill Indefinitely Postponed*
- ONTP*.....*Ought Not To Pass report accepted*
- OTP ND*.....*Committee report Ought To Pass In New Draft*
- OTP ND/NT*.....*Committee report Ought To Pass In New Draft/New Title*
- P&S XXX*.....*Chapter # of enacted Private & Special Law*
- PUBLIC XXX*.....*Chapter # of enacted Public Law*
- RESOLVE XXX*.....*Chapter # of finally passed Resolve*
- UNSIGNED*.....*Bill held by Governor*
- VETO SUSTAINED*.....*Legislature failed to override Governor's Veto*

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is June 26, 1997 and September 19, 1997 for the First Special Session.

David E. Boulter, Director

Offices Located in the State House, Rooms 101/107/135

LD 1044

An Act to Clarify Requirements Pertaining to the Maine Certificate of Need Act

PUBLIC 242

Sponsor(s)
FULLER
PINGREE

Committee Report
OTP-AM

Amendments Adopted
H-302

LD 1044 proposed to add a definition to the Maine Certificate of Need Act to clarify when the transfer of ownership of a health care facility is subject to certificate of need CON review.

Committee Amendment "A" (H-302) This amendment proposed to replace the original bill with language more specifically targeting the special class of management agreements that effectively transfer control of a health care facility in such a manner that a certificate of need review would have been triggered if the transfer had been accomplished by purchase. It would add a fiscal note to the bill.

Enacted law summary

Public Law 1997, chapter 242 extends certificate of need review to transfers of management of health care facilities that would require CON review if the transfer had been by purchase.

LD 1046

Resolve, to Study Registration for In-home Personal Care and Support Workers

**RESOLVE 29
EMERGENCY**

Sponsor(s)
FULLER
PENDLETON P

Committee Report
OTP-AM

Amendments Adopted
H-284

LD 1046 proposed to establish the Task Force on Criminal Background Checks for Home Care Providers to study the implementation of a statewide criminal record check of home care providers.

Committee Amendment "A" (H-284) This amendment proposed to strike out the entire resolve and establish the Task Force on Registration of In-home Personal Care and Support Workers to study the registration of personal care and support workers who work in homes, assisted living centers, residential care facilities and supported living facilities.

Enacted law summary

Resolves 1997, chapter 29 establishes the Task Force on Registration of In-home Personal Care and Support Workers to study registration of personal care and support workers who work in homes, assisted living centers, residential care facilities and supported living facilities. The resolve takes effect May 16, 1997. The task force is required to report by January 1, 1998, to the Health and Human Services Committee.