

MAINE STATE LEGISLATURE

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**STATE OF MAINE
119TH LEGISLATURE**

FIRST REGULAR SESSION

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

JULY 1999

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

13 State House Station, Augusta, Maine 04333-0013
Telephone: (207) 287-1670
Fax: (207) 287-1275

ONE HUNDRED NINETEENTH LEGISLATURE
FIRST REGULAR SESSION

Summary Of Legislation Before The Joint Standing and Select Committees
August 1999

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

The document is organized for convenient reference to information on bills considered by the committees. It is organized 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
ENACTMENT FAILED..... Bill failed to get vote required for enactment or final passage
NOT PROPERLY BEFORE THE BODY..... Ruled out of order by the presiding officers; bill died
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 September 18, 1999.

that transitional support services are provided to families receiving Medicaid benefits under the Social Security Act, Section 1931. It proposed to repeal obsolete provisions in the transitional Medicaid statutes. It proposed to add an appropriation and an allocation.

Committee Amendment "B" (S-340) is the minority report of the committee. It proposed to replace the bill with provisions identical to the majority report with the exception of funding. It proposed to provide an effective date of 30 days after receipt of the national tobacco settlement revenues for the provisions of the bill. It proposed to add an appropriation and an allocation.

After a recommendation from the Appropriations and Financial Affairs Committee not to provide funding for this bill, this bill was recommitted to committee and carried over to the Second Regular Session of the 119th Legislature.

LD 1478 **Resolve, to Require the Department of Mental Health, Mental Retardation and Substance Abuse Services to Contract for the Operation of a Stabilization Facility** **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BERUBE	ONTP	

LD 1478 would have required the Department of Mental Health, Mental Retardation and Substance Abuse Services, Office of Substance Abuse to enter into a contract for short-term stabilization services in a secure facility in the Lewiston-Auburn area. Persons needing stabilization following substance abuse would use these facilities rather than hospital emergency rooms, as is current practice.

LD 1508 **Resolve, to Establish a Task Force to Determine the Effectiveness and Quality of Care of In-home Care Services** **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BERUBE	ONTP	

LD 1508 proposed to establish the Task Force to Determine the Effectiveness and Quality of Care of In-home Care Services. Members would have included two Legislators, three people who use home health care services and one person who represents the home health care industry. The bill proposed that the task force report its findings to the Legislature by January 15, 2000.

LD 1511 **An Act to Provide Efficient and Continuous High-quality Service to Mental Health Consumers** **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MITCHELL B BRAGDON	ONTP	

LD 1511 proposed to provide that any performance-based contract between the Department of Mental Health, Mental Retardation and Substance Abuse Services and its providers may be renewed without subjecting the renewal to the request-for-proposal procedure.

LD 1515 **An Act to Prohibit Certain Practices in the Advertising and Sale of Tobacco Products** **ONTP**

<u>Sponsor(s)</u> MILLS		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 1515 proposed to prohibit the use of coupons for distribution of cigarettes, tobacco products, prizes or premiums and outdoor advertising and sponsorship of instate public events with regard to cigarettes and other tobacco products.

LD 1525 **An Act to Improve Medical Support for Children** **INDEF PP**

<u>Sponsor(s)</u> FULLER		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u>
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LD 1525 proposed to enact procedures and methodologies for the Department of Human Services to maximize the use of available medical coverage, enhance the federal mandate that Medicaid be the payer of last resort and require pertinent organizations or insurers to electronically identify in a manner requested by the department former or current Medicaid recipients who have health insurance coverage.

This bill was submitted on behalf of the Department of Human Services.

LD 1533 **An Act to Preserve the Medicaid Home Health Benefit** **PUBLIC 329**

<u>Sponsor(s)</u> FULLER HARRIMAN		<u>Committee Report</u> OTP		<u>Amendments Adopted</u>
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LD 1533 proposed to designate rules regarding access to home health care under the Medicaid program as major substantive rules.

Enacted law summary

Public Law 1999, chapter 329 designates rules regarding access to home health care under the Medicaid program as major substantive rules.