

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

MEMBERS:

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Sen. Georgette B. Berube

Sen. Betty Lou Mitchell

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Staff:

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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
ONT P..... Ought Not To Pass report accepted
OT P ND..... Committee report Ought To Pass In New Draft
OT P 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.

David E. Boulter, Director
Offices Located in the State House, Rooms 101/107/135

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PEAVEY	OTP-AM MAJ ONTP MIN	H-370

LD 1582 proposed to prohibit self-service sales, self-service displays, racks and shelves of tobacco products in environments where minors are allowed and to prohibit the location of vendor-assisted counter displays on any counter where a sale takes place.

Committee Amendment "A" (H-370) proposed to require tobacco to be displayed or offered for sale only in a manner that does not allow the purchaser direct access to the tobacco products. It proposed to exempt tobacco specialty stores and locations in which the presence of minors is generally prohibited. It proposed to state that the provision does not preempt a municipal ordinance that provides for more restrictive regulation of the sale of tobacco products.

Enacted law summary

Public Law 1999, chapter 314 requires tobacco to be displayed or offered for sale only in a manner that does not allow the purchaser direct access to the tobacco products. Except as otherwise allowed by law, it exempts tobacco specialty stores and locations in which the presence of minors is generally prohibited. It states that a municipal ordinance that provides for more restrictive regulation of the sale of tobacco products is not preempted by this provision of law.

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

LD 1585 proposed to prohibit the display of tobacco products and promotional displays of tobacco products within businesses and self-service merchandising of tobacco products. See LD 1582.

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLS	OTP-AM	S-221

LD 1598 proposed to clarify that the annual assessment placed on hospitals under the Hospital Cooperation Act of 1992 is \$200,000. The bill also proposed to repeal a provision requiring that the amount of the assessment is based on each hospital's gross patient service revenue.

Committee Amendment "A" (S-221) proposed to replace the bill. It proposed to remove repeal of the provision that the amount of the assessment is based on each hospital's gross patient service revenue and retain