

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)

*State Of Maine
120th Legislature*

First Regular Session

Bill Summaries

*Joint Standing Committee
on
Health and Human Services*

August 2001

Staff:

*Jane Orbeton, Senior Analyst
Julie Read Marsh, Legislative Analyst*

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

Members:

*Sen. Susan W. Longley, Chair
Sen. Karl W. Turner
Sen. John L. Martin*

*Rep. Thomas J. Kane, Chair
Rep. Joseph E. Brooks
Rep. Elaine Fuller
Rep. Edward R. Dugay
Rep. Benjamin F. Dudley
Rep. Marie Laverriere-Boucher
Rep. Glenys P. Lovett
Rep. Thomas F. Shields
Rep. Julie Ann O'Brien
Rep. Robert W. Nutting*



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

120th Legislature
First Regular Session

Summary Of Legislation Before The Joint Standing Committees
August 2001

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing 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 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*
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*
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 21, 2001**.

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

Joint Standing Committee on Health and Human Services

student's employer to pay the student for time spent taking classes and to allow a student to be employed by the clinical training site or any other health care facility during nursing assistant training courses. This bill proposed to require the Department of Human Services, the Department of Education and the State Board of Nursing to report to the Joint Standing Committee on Health and Human Services by November 1, 2001.

Committee Amendment "A" (H-378) proposed to amend the resolve by specifying that the changes in rules required for training for certified nursing assistants must be compatible with federal law and regulation. The amendment proposed to specify that the Department of Human Services is not obligated for additional costs as a result of the provisions of the resolve. It also proposed to add a fiscal note to the resolve.

Enacted law summary

Resolve 2001, chapter 39 expands access to certified nursing assistant training programs by requiring the Department of Human Services, the Department of Education and the State Board of Nursing to expand their policies, procedures, forms and any other necessary documents to allow a student's employer to pay the full cost of the program, to allow a student's employer to pay the student for time spent taking classes and to allow a student to be employed by the clinical training site or any other health care facility during nursing assistant training courses. It specifies that the changes in rules required for training for certified nursing assistants must be compatible with federal law and regulation. This resolve specifies that the Department of Human Services is not obligated for additional costs. This resolve also requires the Department of Human Services, the Department of Education and the State Board of Nursing to report to the Joint Standing Committee on Health and Human Services by November 1, 2001.

LD 451 **An Act to Create Accountability for Money Spent on Auto Insurance for Participants in the Temporary Assistance for Needy Families Program** **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KASPRZAK DAVIS P	ONTP	

LD 451 proposed to require automobile insurance paid by the Department of Human Services through the emergency assistance or alternative aid through the Temporary Assistance for Needy Families program to be paid directly to the insurance carrier or agency and any refund to be paid to the department.

LD 453 **An Act to Recognize the Special Circumstances of Border Hospitals** **ONTP**

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

Joint Standing Committee on Health and Human Services

LD 453 proposed to require that the special circumstances affecting border hospitals be taken into consideration in all matters involving their licensure and regulation by the Department of Human Services, including certificate of need decisions, and in all matters involving their arrangements with health insurance carriers.

See also LD 1545.

LD 462 **An Act to Clarify the Substance Abuse Law** **PUBLIC 26**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MARTIN DAIGLE	OTP	

LD 462 proposed to repeal the Long-term Narcotic Dependency Treatment Project since the Federal Government has ruled parts of it unconstitutional. It also proposed to repeal a related section that was contingent on the commencement of the project.

Enacted law summary

Public Law 2001, chapter 26 repeals the Long-term Narcotic Dependency Treatment Project since the federal government has ruled parts of it unconstitutional. It repeals a related section that was contingent on the commencement of the project.

LD 465 **Resolve, to Provide Medicaid Reimbursement for Service Dogs and Companion Animals** **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DOUGLASS O'NEIL	ONTP	

LD 465 proposed that by January 1, 2002, the Department of Human Services amend its rules regarding reimbursement under the Medicaid program to provide for reimbursement for the purchase and maintenance of a service dog or companion animal by a person enrolled in the Medicaid program if the use of the dog or animal was prescribed by a physician. These rules would have been routine technical rules as defined by the Maine Revised Statutes, Title 5, chapter 375, subchapter II-A.

LD 473 **An Act to Provide 4 Additional Personnel to the Department of Human Services Community Services Center** **ONTP**

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