

MAINE STATE LEGISLATURE

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*State Of Maine
120th Legislature*

First Regular Session

Bill Summaries

*Joint Standing Committee
on
Health and Human Services*

August 2001

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120th Legislature
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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:

<i>CARRIED OVER</i>	<i>Bill Carried Over to Second Regular 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 & Senate disagree; bill died</i>
<i>DIED IN CONCURRENCE</i>	<i>One body accepts ONTP report; the other indefinitely postpones the bill</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/FINAL PASSAGE</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED ENACTMENT/FINAL PASSAGE</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>NOT PROPERLY BEFORE THE BODY</i>	<i>Ruled out of order by the presiding officers; bill died</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>ONTP</i>	<i>Ought Not To Pass report accepted</i>
<i>OTP ND</i>	<i>Committee report Ought To Pass In New Draft</i>
<i>OTP ND/NT</i>	<i>Committee report Ought To Pass In New Draft/New Title</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of finally passed Resolve</i>
<i>UNSIGNED</i>	<i>Bill held by Governor</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>

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

Services. This bill proposed to direct the Department of Human Services to seek federal matching funds for a pilot project utilizing nursing facility flex beds.

Committee Amendment "A" (H-240) proposed to add an appropriation section and a fiscal note to the bill.

LD 539 **An Act Regarding Commercial Swimming Pools and Hot Tubs** **ONTP**

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

LD 539, a concept draft pursuant to Joint Rule 208, proposed to require or encourage commercial facilities with swimming pools and hot tubs to use an alternative to chlorine.

LD 540 **Resolve, to Coordinate and Improve Access To Health Care for Women** **RESOLVE 25**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACOBS TREAT	OTP-AM	H-242

LD 540 proposed to direct the Department of Human Services, Bureau of Health to establish a coordinator for women's health services and build partnerships with community-based organizations, academic institutions and federal agencies. The resolve proposed to allocate funds for such a position, contingent on the receipt of federal funds for that purpose.

Committee Amendment "A" (H-242) proposed to add an allocation section and a fiscal note to the resolve.

Enacted law summary

Resolve 2001, chapter 25 directs the Department of Human Services, Bureau of Health to establish a coordinator for women's health services and build partnerships with community-based organizations, academic institutions and federal agencies. The resolve also allocates funds for such a position, contingent on the receipt of federal funds for that purpose.

LD 549 **Resolve, to Improve the Accessibility of Nursing Facility Services for Consumers with Chronic Conditions** **ONTP**

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

Joint Standing Committee on Health and Human Services

LD 549 proposed to protect consumers whose chronic medical conditions temporarily improved, thereby causing them to lose eligibility for nursing facility level care. This resolve proposed to direct the Department of Human Services to amend its rules to ensure that consumers could retain eligibility for nursing facility level care if they had moved 3 times in a 9-month period and had also lost such eligibility at least once within that same time period.

LD 556 **An Act to Increase Eligibility for Health Care Benefits** **ONTP**

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

LD 556 proposed to raise the eligibility level for the Cub Care program from 200% to 300% of the federal nonfarm income official poverty line and set premium levels. The bill proposed to direct the Department of Human Services to amend its rules regarding eligibility for the Medicaid buy-in program for persons with disabilities. Individuals whose family income was less than 350% of the federal nonfarm income official poverty line and who would be considered to be receiving supplemental security income benefits, except for their earned income, would have been designated as a categorically needy eligibility group, under the rules. The rules also would have eliminated separate caps on earned and unearned income. The rules would have been designated as routine technical rules.

See also LD 1303, Public Law 2001, chapter 450.

LD 558 **An Act to Add 75 Residential Care Beds Under the Medicaid Program** **ONTP**

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

LD 558 proposed to provide funds in fiscal year 2001-02 and fiscal year 2002-03 to add 75 residential care beds under the Medicaid program. This bill also proposed to specify the intent of the Legislature that the Department of Human Services allocate these funds across all levels of residential care facilities.

LD 583 **Resolve, to Provide Improved Access to Quality Locally Grown Foods through Expansion of the Farmers' Market Nutrition Program** **ONTP**

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