

# 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**  
**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](http://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 &amp; 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&amp;S XXX</i> .....	<i>Chapter # of enacted Private &amp; 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*  
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## Joint Standing Committee on Health and Human Services

**LD 1182**                      **Resolve, to Direct the Department of Human Services to Establish Guidelines Governing Procedures for Giving Injections**                      **ONTP**

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

LD 1182 proposed to direct the Department of Human Services to establish guidelines for giving injections and for the use of rubber gloves.

**LD 1187**                      **Resolve, to Provide Access to Personal Care Assistant Home Care Services**                      **DIED ON ADJOURNMENT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAVAGE W	OTP-AM    MAJ ONTP        MIN	H-509

LD 1187 proposed to direct the Department of Human Services to adopt rules to amend its method of reimbursement for personal care assistant home care programs to provide an average cost of services.

**Committee Amendment "A" (H-509)** is the majority report of the committee. It proposed to remove the requirement of an inflation adjustment in the cost-based reimbursement for personal care assistant home care programs. The amendment proposed to require the Commissioner of Human Services to review reimbursement for all personal care assistant services in home care programs when conducting the review required of reimbursement rates for consumer-directed personal care assistant home care services. It proposed to add an appropriation section, allocation section and a fiscal note to the resolve.

**LD 1188**                      **An Act to Provide for the Withdrawal of a Municipality from Hospital Administrative District No. 1 in Penobscot County**                      **ONTP**

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

LD 1188 proposed to require Hospital Administrative District No. 1 to pay its bonds, notes and indebtedness in the order that they were incurred and to establish for each bond, note or other indebtedness the municipalities that were members of the district at the time the bond, note or other indebtedness was incurred. This bill proposed to allow a municipality to withdraw from the hospital administrative district and, in the event the district was required to issue an assessment for the levy of taxes, hold the municipality responsible for bonds, notes or other indebtedness incurred while the municipality was a member of the district. LD 1188 would apply only to Hospital Administrative District No. 1.

## Joint Standing Committee on Health and Human Services

See also LD 716.

**LD 1194**                      **An Act to Alleviate the Shortage of Pediatric Dentists in Maine**                      **DIED ON  
ADJOURNMENT**

<u>Sponsor(s)</u> FULLER KILKELLY		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> H-579
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LD 1194 proposed to establish a grant program to attract pediatric dentists to the State.

**Committee Amendment "A" (H-579)** proposed to amend the Maine Pediatric Dental Recruitment Incentive provisions of the bill. It proposed to allow an awardee to receive a grant based on establishing residency and a pediatric dental practice and committing in writing to practicing for at least one year and to serving children in the Medicaid and Cub Care programs. It proposed to replace the appropriation section and add a fiscal note to the bill.

See Public Law 2001, chapter 439, Part NNN for study funding.

**LD 1208**                      **An Act to Plan for the Delivery of Developmental Disabilities and Autism Services**                      **CARRIED OVER**

<u>Sponsor(s)</u> LONGLEY		<u>Committee Report</u>		<u>Amendments Adopted</u>
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LD 1208 proposed to require the Department of Mental Health, Mental Retardation and Substance Abuse Services to take the lead in planning for the development of comprehensive developmental disabilities and autism services for children and families. The bill proposed to require a planning process that involves state agencies, providers of services, professionals and children and families. The bill proposed to require a report by February 1, 2002 to the Joint Standing Committee on Health and Human Services that would include a plan for the development of services.

This bill was carried over to the Second Regular Session of the 120<sup>th</sup> Legislature.

**LD 1209**                      **An Act to Assist Families in Meeting their Basic Needs**                      **DIED ON  
ADJOURNMENT**

<u>Sponsor(s)</u> RAND DUDLEY		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> S-238
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LD 1209 proposed to require the Department of Human Services to increase the maximum Temporary Assistance for Needy Families payments by 10% effective on July 1, 2001 and thereafter to annually increase benefits so that