

# MAINE STATE LEGISLATURE

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*State Of Maine  
120th Legislature*

*Second Regular Session*

*Bill Summaries*

*Joint Standing Committee  
on  
Health and Human Services*

*May 2002*

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**120th Legislature**  
**Second Regular Session**

**Summary Of Legislation Before The Joint Standing Committees**  
**May 2002**

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 arranged alphabetically by committee name 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>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>PASSED</i> .....	<i>Joint Order passed in both bodies</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 Second Regular Session (unless otherwise specified in a particular law) is July 25, 2002.

**Patrick T. Norton, Interim Director**  
**Offices located in Room 215 of the Cross Office Building**

## Joint Standing Committee on Health and Human Services

LD 1947

**Resolve, to Establish a Demonstration Project to Review Requirements Imposed on Agencies Contracting with the Department of Behavioral and Developmental Services**

RESOLVE 92

Sponsor(s)  
NASS

Committee Report  
OTP-AM

Amendments Adopted  
H-909

LD 1947 proposed to require the Department of Behavioral and Developmental Services to develop a methodology for reimbursing providers of services for any new state or federal rule, regulation or contract requirement that increases the cost of providing current services.

**Committee Amendment "A" (H-909)** proposed to replace the language in the resolve. It proposed to require the Department of Behavioral and Developmental Services to undertake a demonstration project to review increased costs to contracting agencies necessitated by changes dictated by the department, to develop strategies for achieving savings within those agencies, to review existing requirements in order to identify costs that may be minimized and to report to the joint standing committee of the Legislature having jurisdiction over health and human services matters by January 15, 2003. The amendment also proposed to add a fiscal note.

### *Enacted law summary*

Resolve 2001, chapter 92 requires the Department of Behavioral and Developmental Services to undertake a demonstration project to review increased costs to contracting agencies necessitated by changes dictated by the department, to develop strategies for achieving savings within those agencies, to review existing requirements in order to identify costs that may be minimized and to report to the joint standing committee of the Legislature having jurisdiction over health and human services matters by January 15, 2003.

**LD 1949**

**An Act to Clarify Roles and Positions within the Department of Behavioral and Developmental Services**

PUBLIC 493

Sponsor(s)  
FULLER  
TURNER

Committee Report  
OTP

Amendments Adopted

LD 1949 proposed to clarify the reporting structure for regional directors and eliminate a position no longer existing within the Department of Behavioral and Developmental Services.

### *Enacted law summary*

Public Law 2001, chapter 493 clarifies the reporting structure for regional directors and eliminates a position no longer existing within the Department of Behavioral and Developmental Services.