

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

Staff:

*Jane Orbeton, Senior Analyst
Lisa Baldwin, Legislative Analyst*

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

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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
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).

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 & 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>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

Services, Bureau of Family Independence in order to better coordinate the program with the Healthy Maine Prescription Program and the Maine Rx Program. Transfer of the program would be completed by January 1, 2003.

Committee Amendment "A" (H-911) proposed to add a provision on retention of eligibility and enact the appropriations and allocations and positions necessary for the transfer of the eligibility function to the Department of Human Services.

Senate Amendment "A" (S-553) proposed to correct reference to a budget line in the committee amendment.

Enacted law summary

Public Law 2001, chapter 691 transfers the responsibility for determining eligibility for the low-cost elderly drug program from the Department of Administrative and Financial Services, Bureau of Revenue Services to the Department of Human Services, Bureau of Family Independence in order to better coordinate the program with the Healthy Maine Prescription Program and the Maine Rx Program. Transfer of the program must be completed by January 1, 2003.

LD 2027

An Act Regarding Child Care Facility Laws

PUBLIC 645

Sponsor(s)
SIMPSON

Committee Report
OTP-AM

Amendments Adopted
H-972

LD 2027 proposed to make the following changes to the laws governing day care centers and nursery schools. These changes are necessitated by anticipated changes to the rules governing these facilities:

1. References to "day care center" would be changed to "child care facility";
2. The definition of "children" in the laws governing nursery schools, which is based on the age of a child, would be changed;
3. Provisions in the laws governing nursery schools regarding communicable diseases, ratios and administration of medications would be removed; and
4. The definitions of "day care centers" and "nursery school" would be changed.

Committee Amendment "A" (H-972) proposed to clarify language in the bill and provide specificity in the health requirements applicable to staff.

Enacted law summary

Public Law 2001, chapter 645 makes the following changes to the laws governing day care centers and nursery schools. These changes are necessitated by anticipated changes to the rules governing these facilities:

1. References to "day care center" are changed to "child care facility";

Joint Standing Committee on Health and Human Services

2. The definition of "children" in the laws governing nursery schools, which is based on the age of a child, is changed;
3. Provisions in the laws governing nursery schools regarding communicable diseases, ratios and administration of medications are removed; and
4. The definitions of "day care centers" and "nursery school" are changed.

LD 2029

An Act to Amend the Laws Regarding Public Health

PUBLIC 574

<u>Sponsor(s)</u> KANE EDMONDS	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> H-904
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LD 2029 proposed to make the following changes to the laws regarding public health.

1. It proposed to rename the burial-transit permit the "disposition of human remains permit" and make other minor changes to the burial permit laws.
2. It proposed to require residents of the State intending to be married to record notice of their intentions in the office of the clerk of the municipality in which at least one of them resides. It also proposed to remove a reference to "justice of the peace" from the list of persons authorized to solemnize marriages.
3. It proposed to rename the Office of Vital Statistics within the Department of Human Services the Office of Health Data and Program Management.
4. It proposed to require the Department of Human Services, Bureau of Health to publish a state health plan biennially instead of annually.
5. It proposed to change a reference to a program for children who are crippled to a reference to a program for children who are disabled.
6. It proposed to repeal the Cancer Prevention and Control Advisory Committee and establish the Maine Cancer Registry Data Review Committee.
7. It proposed to amend the laws governing personal use regarding owner testing for radon.
8. It proposed to make changes to the laws governing public notification that must be given by a public water system to conform the requirements to federal regulation.

Committee Amendment "A" (H-904) proposed to add an option for handwritten information from the medical examiner and to clarify the language regarding the Cancer Registry Data Review Committee.

Enacted law summary

Public Law 2001, chapter 574 makes the following changes to the laws regarding public health.