

MAINE STATE LEGISLATURE

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*State Of Maine
122nd Legislature*

Second Regular Session

Bill Summaries

*Joint Standing Committee
on
Health and Human Services*

July 2006

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Maine State Legislature



Office of Policy and Legal Analysis Office of Fiscal and Program Review

122nd Maine Legislature Second Regular Session

Summary of Legislation Before The Joint Standing Committees

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing 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/billsumm.htm).

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:

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
P&S XXX.....	Chapter # of enacted Private & Special Law
PASSED.....	Joint Order passed in both bodies
PUBLIC XXX.....	Chapter # of enacted Public Law
RESOLVE XXX.....	Chapter # of finally passed Resolve
UNSIGNED (Pocket Veto).....	Bill held by Governor
VETO SUSTAINED.....	Legislature failed to override Governor's Veto

Please note that the effective date for all non-emergency legislation enacted in the Second Regular Session (unless otherwise specified in a particular law) is August 23, 2006.

Joint Standing Committee on Health and Human Services

LD 1983

**Resolve, Directing the Department of Health and Human Services
To Develop a Model for Community-based Therapeutic Living
Settings for Adults with Mental Illness**

RESOLVE 188

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BURNS MAYO	OTP-AM	H-932

LD 1983 proposed to direct the Department of Health and Human Services to develop a model for a system of community-based therapeutic living settings for adults with mental illness. It also proposed to direct the Office of Fiscal and Program Review to examine the system of community-based therapeutic living settings for adults with mental illness in the State of Montana.

Committee Amendment “A” (H-932) proposed to make the following changes to the resolve. It proposed to remove the requirement that the community-based therapeutic living model for adults with mental illness be limited to persons currently receiving services at Riverview Psychiatric Center or living in community-based group homes and add a requirement that the model grant priority to persons who previously lived in those settings or in the Augusta Mental Health Institute. It proposed to require the development of a per-unit comparison of residential placements with the assistance of the Office of Fiscal and Program Review. It proposed to require a report no later than September 1, 2006. It proposed to delete a study of community-based therapeutic living settings for adults in Montana.

Enacted law summary

Resolve 2005, chapter 188 directs the Department of Health and Human Services to develop a model for a system of community-based therapeutic living settings for adults with mental illness.

It requires that the model grant priority to persons who previously lived in residential placements or in the Augusta Mental Health Institute. It requires the development of a per-unit comparison of residential placements with the assistance of the Office of Fiscal and Program Review. It requires a report no later than September 1, 2006.

LD 1987

An Act To Increase Consumer Awareness of Prescription Drug Pricing

PUBLIC 610

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MAKAS MAYO	OTP-AM MAJ ONTP MIN	H-965 S-587 MAYO

LD 1987 proposed to require the director of the Governor's Office of Health Policy and Finance to compile a list of the 20 most-distributed prescription drugs in this State. The director would be required to notify at least semiannually each chain pharmacy licensed in this State of the listed drugs. Each chain pharmacy, which is defined as a pharmacy that is part of a corporate grouping with 4 or more pharmacies, would be required to report monthly to the director the retail price charged for each of the drugs on the list as well as the retail price charged for a generic equivalent of a drug on the list. Each chain pharmacy would be required to post the list in its store along with the prices charged by that chain pharmacy for the drugs on the list and any generic equivalents to those drugs. The director would be required to post on a publicly accessible website the list, the names of the chain

Joint Standing Committee on Health and Human Services

pharmacies reporting, the prices charged by each chain pharmacy for the listed drugs and the names and prices charged by each chain pharmacy of any generic equivalents to those drugs on the list.

Committee Amendment “A” (H-965) proposed to require a pharmacist or person acting at the direction of a pharmacist to provide usual and customary price information to consumers and, if reasonably obtainable, the price applicable to the consumer. The amendment proposed to direct a pharmacy to post a notice about the availability of price information. The amendment proposed to also direct the Governor’s Office of Health Policy and Finance and the Department of Health and Human Services, Office of Elder Services to convene a working group to discuss consumer access to prescription drug information and to post on the Internet basic prescription drug information.

Senate Amendment “A” to Committee Amendment “A” (S-587) proposed to clarify that a pharmacy must give consumer price information in person or on the telephone.

Enacted law summary

Public Law 2005, chapter 610 requires a pharmacist or person acting at the direction of a pharmacist to provide usual and customary price information to consumers and, if reasonably obtainable, the price applicable to the consumer. The law directs a pharmacy to post a notice about the availability of price information and requires a pharmacy to give consumer price information in person or on the telephone. The law also directs the Governor’s Office of Health Policy and Finance and the Department of Health and Human Services, Office of Elder Services to convene a working group to discuss consumer access to prescription drug information and to post on the Internet basic prescription drug information.