

MAINE STATE LEGISLATURE

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STATE OF MAINE
123RD LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills and adopted amendments and laws enacted or finally passed during the First Regular Session of the 123rd Maine Legislature coming from the

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

July 2007

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STATE OF MAINE

123RD LEGISLATURE

FIRST REGULAR SESSION

LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS



This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all bills and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 123rd Maine Legislature, which was in session from December 6, 2006 to June 21, 2007.

The *Digest* is arranged alphabetically by committee, and within each committee by LD number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. The appendices include a summary of relevant session statistics, an index of all bills by LD number and an index of enacted laws by law type and chapter number.

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 (or Accepted ONTP report).....	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.....	Bill held by Governor
VETO SUSTAINED.....	Legislature failed to override Governor's Veto

Please note that the effective date for non-emergency legislation enacted in the First Regular Session is **September 20, 2007**. The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills.

Joint Standing Committee on Health and Human Services

This bill provides that the Department of Health and Human Services shall provide a printed copy of the MaineCare benefits manual to a MaineCare member free of charge at the request of that member. The department may charge the actual cost of postage to a member for a manual that is mailed.

LD 87 Resolve, Directing the Department of Health and Human Services To Provide Printed Informational Handouts on Child Care Guidelines ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SNOWE-MELLO	ONTP	

This resolve requires the Department of Health and Human Services to provide a printed copy of the child care information that is available on the department's website, including, but not limited to, guidance for selecting a child care provider. It requires the department to identify costs associated with providing the printed information and to charge persons requesting the information a fee to cover those costs.

LD 97 An Act Regarding Prescription Drug Expiration Dates ONTP

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

This bill directs the Department of Professional and Financial Regulation, Maine Board of Pharmacy to adopt routine technical rules by January 1, 2008 regarding the attachment of expiration dates to prescription drugs dispensed by pharmacists, providing protection for patients and allowing use of the drugs only to the date supported by the highest standards of pharmacology and scientific research.

LD 137 Resolve, Requiring the Maine Center for Disease Control and Prevention To Report on Activities To Implement the Recommendations of the Task Force To Study Cervical Cancer Prevention, Detection and Education RESOLVE 73

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MARRACHE	OTP-AM	S-158

This bill requires the Legislature to provide funding to the Department of Health and Human Services, Maine Immunization Program for purchasing and distributing the human papillomavirus vaccine to all girls 11 and 12 years of age. It requires the Maine Immunization Program to report to the joint standing committee of the Legislature having jurisdiction over health and human services matters on the status of program funding and vaccination rates, including specific information on the human papillomavirus vaccine, by January 30, 2008 and again by January 30, 2010. It requires the Maine Breast and Cervical Health Program to develop and distribute public education materials on cervical cancer prevention and the human papillomavirus vaccine and to translate the materials into other languages when necessary. It requires the Maine Center for Disease Control and Prevention (CDC) to coordinate with the Department of Education and the University of Maine System to develop educational materials for schools and universities. It requires the Maine CDC to develop an educational pamphlet for 5th grade students and a voluntary speakers group for health education and other classes. It requires the Maine CDC to collaborate with the Maine Medical Association to develop and expand continuing medical education opportunities related to cervical cancer. It requires the Department of Health and Human Services to determine the potential costs and benefits of obtaining a federal Medicaid family planning waiver to

Joint Standing Committee on Health and Human Services

provide cervical cancer screening and services to individuals that do not currently qualify for MaineCare. It requires the department to expand eligibility for the Maine Breast and Cervical Health Program to include women 35 to 39 years of age and to increase cervical cancer screening among women under 35 years of age, expand screening sites and days, update screening guidelines and work with specific stakeholders to explore options for encouraging people to attend cancer screenings. It requires the Maine Quality Forum to identify and assess current initiatives within the state health care system that may enhance delivery of cervical cancer screening and follow-up care. It requires the Department of Health and Human Services' Office of Minority Health to collaborate with other department offices and programs to examine cervical cancer incidence in racial and ethnic minorities in the State and study barriers to screening and treatment and best practices for overcoming those barriers. It requires the Department of Health and Human Services to examine the higher incidence of cervical cancer in Washington County and Somerset County to determine reasons for the variation and develop recommendations for reducing cervical cancer in those counties. It requires the Maine Center for Disease Control and Prevention to monitor and evaluate state progress in implementing the task force's recommendations and report to the joint standing committee of the Legislature having jurisdiction over health and human services matters by January 30, 2009 and again by January 30, 2011.

Committee Amendment "A" (S-158)

This amendment replaces the bill with a resolve. It removes sections of the bill related to funding for the human papillomavirus vaccine, a statewide public education campaign, school-based education initiatives, continuing medical education, a potential Medicaid waiver and requiring the Maine Quality Forum to review and report on health care system initiatives affecting the delivery of cervical cancer screening services. It retains the provisions in the bill that require the department to report: 1) expenditures and distribution of the human papillomavirus vaccine; 2) public education efforts regarding cervical cancer; 3) recommendations for improving cervical cancer prevention and detection in racial and ethnic minority populations and for reducing incidence of cervical cancer in Washington County and Somerset County; and 4) progress on implementing the recommendations of the Task Force To Study Cervical Cancer Prevention, Detection and Education. It also requires the department to make funding for the immunizing girls from low income families against human papillomavirus vaccination a priority in future budget requests. It requires the department to submit an initial report to the joint standing committee of the Legislature having jurisdiction over health and human services matters no later than January 30, 2009 and a second report no later than January 30, 2011. It authorizes the joint standing committee of the Legislature having jurisdiction over health and human services matters to submit legislation to the 124th Legislature and 125th Legislature.

Enacted Law Summary

Resolve 2007, chapter 73 requires the Department of Health and Human Services to report on: 1) expenditures and distribution of the human papillomavirus vaccine; 2) public education efforts regarding cervical cancer; 3) recommendations for improving cervical cancer prevention and detection in racial and ethnic minority populations and recommendations for reducing incidence of cervical cancer in Washington County and Somerset County; and 4) progress on implementing the recommendations of the Task Force To Study Cervical Cancer Prevention, Detection and Education. It also requires the department to make funding to provide the human papillomavirus vaccination to the population of low-income females in Maine that need the vaccine a priority in future budget requests. It requires the department to submit an initial report to the joint standing committee of the Legislature having jurisdiction over health and human services matters no later than January 30, 2009 and a second report no later than January 30, 2011. It authorizes the joint standing committee of the Legislature having jurisdiction over health and human services matters to submit legislation to the 124th Legislature and 125th Legislature.