

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

LD 1217 An Act To Improve Health Standards in Piercing Procedures

PUBLIC 184

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PLOWMAN	OTP-AM	S-104

This bill includes in the laws concerning body piercing the piercing of an ear with a disposable, single-use stud or solid needle that is applied using a mechanical device to force the needle or stud through the ear.

Committee Amendment "A" (S-104)

This amendment replaces the bill. It improves health standards for body piercing by classifying all piercing of the ear except for the earlobe as body piercing.

Enacted Law Summary

Public Law 2007, chapter 184 improves health standards for body piercing by classifying all piercing of the ear except for the earlobe as body piercing.

LD 1239 Resolve, To Establish a Working Group To Study the Effectiveness and Timeliness of Early Identification and Intervention for Children with Hearing Loss in Maine

RESOLVE 133
EMERGENCY

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FARRINGTON	OTP-AM	H-365 H-566 PERRY A

This resolve establishes the Working Group To Study the Effectiveness and Timeliness of Early Identification and Intervention for Children with Hearing Loss in Maine. The working group shall submit a report that includes its findings and recommendations, including suggest legislation, to the Second Regular Session of the 123rd Legislature.

Committee Amendment "A" (H-365)

This amendment changes the working group membership, decreasing it from 18 to 13, and strikes the language that allows for an extension to complete the study and the language that allows the working group to seek outside funding.

House Amendment "B" (H-566)

This amendment adds four members to the Working Group To Study the Effectiveness and Timeliness of Early Identification and Intervention for Children with Hearing Loss in Maine. It adds back language requiring the working group to seek outside funding that was mistakenly removed by the committee amendment and changes the date that funding must be received from September 15, 2007 to October 1, 2007. It also changes the appropriations and allocations section.

Enacted Law Summary

Resolve 2007, chapter 133 establishes the Working Group To Study the Effectiveness and Timeliness of Early Identification and Intervention for Children with Hearing Loss in Maine. The working group shall submit a report that includes its findings and recommendations, including suggest legislation, to the Second Regular Session of the 123rd Legislature. The working group consisting of 17 members, requires outside funding to be secured by October 1, 2007.

Joint Standing Committee on Health and Human Services

Resolve 2007, chapter 133 was passed as an emergency measure effective June 27, 2007.

LD 1250 An Act To Implement an Oral Health Capitation System for Children on MaineCare **ONTP**

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

This bill enacts a capitated comprehensive oral health program for children under the MaineCare program. The program must provide 4 levels of oral health treatment: diagnostic, preventive and disease management services, including health promotion, risk assessment, primary prevention and disease suppression; basic restorative care; advanced restorative care; and catastrophic care, including orthodontia. The program must provide market-based fee-for-service reimbursement for dentists and other providers. The bill requires the Department of Health and Human Services to adopt rules for implementation and designates the rules as routine technical rules.

LD 1252 An Act To Amend State Funding Reimbursement under the General Assistance Program **ONTP**

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

This bill makes two changes to the general assistance state reimbursement system. First, the bill amends the calculation used to trigger 90% state reimbursement for general assistance expenses from .0003% of state valuation to .00025% of state valuation. Second, the bill requires the State to reimburse municipalities 60% of the total direct general assistance related expense, rather than 50% as required by current law.

LD 1280 Resolve, Regarding the Training Curriculum and Skills of Certified Nursing Assistants **RESOLVE 50**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLS P	OTP-AM A OTP-AM B ONTP C	S-108

This bill expands the scope of practice of certified nursing assistants to include the management of feeding tubes, suction machines and cough-assist devices.

Committee Amendment "A" (S-108)

The amendment replaces the bill with a resolve. It directs the State Board of Nursing to review the training curriculum and skills of certified nursing assistants and to report to the Joint Standing Committee on Health and Human Services by January 15, 2008.

Enacted Law Summary

Resolve 2007, chapter 50 directs the State Board of Nursing to review the training curriculum and skills of certified nursing assistants and to report to the Joint Standing Committee on Health and Human Services by January 15, 2008.