

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

STATE OF MAINE  
123<sup>RD</sup> LEGISLATURE  
SECOND REGULAR AND FIRST SPECIAL SESSIONS



Summaries of bills, adopted amendments and laws enacted or finally passed  
during the Second Regular or First Special Sessions of the 123<sup>rd</sup> Maine  
Legislature coming from the

**JOINT STANDING COMMITTEE ON HEALTH AND HUMAN  
SERVICES**

May 2008

**MEMBERS:**

SEN. JOSEPH C. BRANNIGAN, CHAIR  
SEN. LISA T. MARRACHE  
SEN. KEVIN L. RAYE

REP. ANNE C. PERRY, CHAIR  
REP. CAROL A. GROSE  
REP. ELIZABETH S. MILLER  
REP. PAULETTE G. BEAUDOIN  
REP. GARY A. CONNOR  
REP. PATRICIA R. JONES  
REP. ROBERT P. WALKER  
REP. JAMES J. CAMPBELL, SR.  
REP. SARAH O. LEWIN  
REP. DONNA W. FINLEY  
REP. DONALD G. SOCTOMAH

**STAFF:**

JANE ORBETON, SENIOR ANALYST  
ELIZABETH COOPER, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670

**STATE OF MAINE**  
123<sup>RD</sup> LEGISLATURE  
SECOND REGULAR & FIRST SPECIAL SESSIONS



**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 Second Regular or First Special Sessions of the 123<sup>rd</sup> Maine Legislature.

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:

<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; bill died</i>
<i>ONTP (or Accepted ONTP report)</i> .....	<i>Ought Not To Pass report accepted; bill died</i>
<i>P&amp;S XXX</i> .....	<i>Chapter # of enacted Private &amp; Special Law</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>

The effective date for non-emergency legislation enacted in the Second Regular Session (R2) is June 30, 2008. The effective date for non-emergency legislation enacted in the First Special Session (S1) is July 18, 2008.<sup>1</sup> The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills. Any bill summarized in this document having an LD number less than 1932 was a bill carried over from the First Regular Session of the 123<sup>rd</sup> Legislature.

---

<sup>1</sup> The session in which each law was enacted or finally passed (R2 or S1) is included in Appendix C.

*Joint Standing Committee on Health and Human Services*

**LD 1956**    **Resolve, To Expand the Case Definition of Lyme Disease for Purposes of Compiling the Annual Lyme Disease Surveillance Report**    **ACCEPTED ONTP REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRYANT B	ONTP MAJ OTP-AM MIN	

This resolve directs the Maine Center for Disease Control and Prevention to expand the case definition of Lyme disease that it uses to prepare the Lyme Disease Surveillance Report to include instances of physician-diagnosed Lyme disease in the absence of erythema migrans or laboratory confirmation of infection.

**LD 1961**    **An Act To Repeal the Ban on the Sale and Furnishing of Hard Snuff**    **PUBLIC 487 EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRANNIGAN	OTP-AM	S-423

This bill repeals the prohibition on the sale, furnishing or gifting of hard snuff.

**Committee Amendment "A" (S-423)**

This amendment clarifies language in the emergency preamble.

**Enacted Law Summary**

Public Law 2008, chapter 487 repeals the prohibition on the sale, furnishing or gifting of hard snuff.

Public Law 2008, chapter 487 was enacted as an emergency measure effective March 6, 2008.

**LD 1967**    **An Act To Establish a Consumer Council System of Maine**    **PUBLIC 592**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRANNIGAN	OTP-AM	S-547

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes to establish a statewide consumer council consistent with the State's comprehensive mental health plan and the Augusta Mental Health Institute Consent Decree Plan, which calls for the creation of such a council in order to influence public policy and address community issues affecting the lives of consumers of mental health services.

**Committee Amendment "A" (S-547)**

This amendment establishes the Consumer Council System of Maine, consisting of the Statewide Consumer Council and local councils, to provide an effective, independent consumer voice in an advisory capacity in the development of public policy and resource allocation for delivery of adult mental health services in the State.

**Enacted Law Summary**

Public Law 2007, chapter 592 establishes the Consumer Council System of Maine, consisting of the Statewide