

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
124<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed during  
the First Regular Session of the 124<sup>th</sup> Maine Legislature coming from the

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

July 2009

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# STATE OF MAINE

124<sup>TH</sup> 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 124<sup>th</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:

CARRIED OVER.....	Carried over to a subsequent session of the Legislature
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; bill died
ONTP (or Accepted ONTP report).....	Ought Not To Pass report accepted; bill died
P&S XXX.....	Chapter # of enacted Private & Special Law
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

The effective date for non-emergency legislation enacted in the First Regular Session of the 124<sup>th</sup> Legislature is September 12, 2009. 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 361 An Act To Provide for a Certificate of Birth Resulting in Stillbirth**

**PUBLIC 311  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SULLIVAN	OTP-AM	S-275

This bill creates a certificate of birth for a stillborn child. It requires that the certificate be prepared and filed in accordance with the requirements for certificates filed to register live births and that the certificate be offered to the parents, who may choose to include a name for the stillborn child on the certificate. It requires the certificate to be filed within 3 days of the stillbirth and prior to cremation or removal of the stillborn child from the place of the stillbirth. If a certificate has not been registered within a year of the stillbirth, it still may be filed but must be marked "Delayed Registration of Stillbirth" and registered in accordance with the requirements for the delayed registration of a certificate for live birth.

**Committee Amendment "A" (S-275)**

This amendment replaces the bill. It adds an emergency preamble and emergency clause and provides for the issuance of a certificate of birth resulting in stillbirth, at the request of a parent, in the event of an unintentional intrauterine death of a fetus of 20 or more weeks of gestation.

**Enacted Law Summary**

Public Law 2009, chapter 311 provides for the issuance of a certificate of birth resulting in stillbirth, at the request of a parent, in the event of an unintentional intrauterine death of a fetus of 20 or more weeks of gestation.

Public Law 2009, chapter 311 was enacted as an emergency measure effective June 9, 2009.

**LD 362 An Act To Support New Mothers Who Are in Substance Abuse Treatment Programs**

**ONTP**

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

This bill amends the provisions of child protection law that require the Department of Health and Human Services to receive reports of infants who may be affected by illegal substance abuse or suffering from withdrawal symptoms from prenatal drug exposure. The bill establishes an exception for infants born to mothers who are actively enrolled in licensed substance abuse programs and, consistent with this exception, limits the department's duties to infants who are reported under the law.