

MAINE STATE LEGISLATURE

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STATE OF MAINE
125TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

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

July 2011

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STATE OF MAINE
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LEGISLATIVE DIGEST OF BILL SUMMARIES AND
ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 125th Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD 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 LD is noted to the right of the LD title. The following describes the various final actions.

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; legislation died
DIED BETWEEN HOUSES..... House & Senate disagreed; legislation died
DIED IN CONCURRENCE..... defeated in each house, but on different motions; legislation died
DIED ON ADJOURNMENT..... action incomplete when session ended; legislation died
EMERGENCY..... enacted law takes effect sooner than 90 days after session adjournment
FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE emergency failed to receive required 2/3 vote
FAILED, ENACTMENT or FINAL PASSAGE..... failed to receive final majority vote
FAILED, MANDATE ENACTMENT legislation proposing local mandate failed required 2/3 vote
HELD BY GOVERNOR..... Governor has not signed; final disposition to be determined at subsequent session
LEAVE TO WITHDRAW..... sponsor's request to withdraw legislation granted
NOT PROPERLY BEFORE THE BODY ruled out of order by the presiding officer; legislation died
INDEF PP..... indefinitely postponed; legislation died
ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X... ought-not-to-pass report accepted; legislation died
P&S XXX..... chapter # of enacted private & special law
PUBLIC XXX..... chapter # of enacted public Law
RESOLVE XXX..... chapter # of finally passed resolve
VETO SUSTAINED..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 125th Legislature is September 28, 2011. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

Joint Standing Committee on Health and Human Services

LD 869

An Act To Clarify the State's Authority under Public Health Laws for Municipal Inspections of Establishments

PUBLIC 295

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCCORMICK	OTP-AM	S-166

This bill clarifies that the Department of Health and Human Services is the preeminent authority for inspection and licensing of establishments in order to ensure statewide uniformity of health standards. The bill clarifies the terms and conditions under which the department may authorize municipalities to conduct inspections of establishments within the municipality.

Committee Amendment "A" (S-166)

This amendment replaces the bill. It allows only municipalities that have been delegated authority by the Department of Health and Human Services to inspect establishments. A municipality that has not been delegated authority may not license or inspect establishments.

Enacted Law Summary

Public Law 2011, chapter 295 allows only municipalities that have been delegated authority by the Department of Health and Human Services to inspect establishments. A municipality that has not been delegated authority may not license or inspect establishments.

LD 873

An Act To Promote the Establishment of an Adult Day Health Care Program for Veterans in Lewiston

PUBLIC 444

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CRAVEN	OTP-AM	S-128

This bill establishes a model for adult day health care programs to serve Maine's veterans and eligible family members. The model is based on United States Department of Veterans Affairs program requirements and criteria, which promote home health care and community-based outpatient care. This model is intended to reduce both short-term and long-term costs of such care by utilizing community-based outpatient care options and combining federal and state funding while providing a wider range of medical care services, oversight and assistance with daily living for Maine's veterans and eligible family members. The initial placement of a facility is intended to be in Lewiston, which is an underserved area that is accessible to a significant population of eligible participants and allows the facility to be collocated at existing outreach facilities for veterans.

Committee Amendment "A" (S-128)

This amendment incorporates a fiscal note.

Enacted Law Summary

Public Law 2011, chapter 444 establishes a model for adult day health care programs to serve Maine's veterans and eligible family members. The model is based on United States Department of Veterans Affairs program requirements and criteria, which promote home health care and community-based outpatient care. This model is intended to reduce both short-term and long-term costs of such care by utilizing community-based outpatient care