

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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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 1431 An Act To Establish Standards for the Administration of General Assistance Programs ONTP

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

This bill establishes standards for municipal administration of a general assistance program. It requires the Department of Health and Human Services to certify that a municipality is qualified to administer a general assistance program based on the standards and applicable law. If the department determines that a municipality has improperly administered its general assistance program, the department shall establish a corrective action plan for that municipality. If a municipality is not certified to administer a general assistance program or, if certified, has not administered the program in accordance with law and has failed to meet the requirements of a corrective action plan, the department shall administer the program in that municipality itself or contract with another municipality or nonprofit organization to administer the program in that municipality, with the decertified municipality remaining liable for the cost of the program.

LD 1435 An Act To Adopt the Interstate Prescription Monitoring Program Compact PUBLIC 217

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MARTIN J	OTP	

This bill enacts the interstate prescription monitoring program compact. The compact is designed to provide a mechanism for state prescription monitoring programs to securely share prescription data to improve public health and safety.

Enacted Law Summary

Public Law 2011, chapter 217 enacts the interstate prescription monitoring program compact. The compact is designed to provide a mechanism for state prescription monitoring programs to securely share prescription data to improve public health and safety.

LD 1461 Resolve, To Implement the Recommendations of the Report on Services for Elders and Other Adults Who Need Long-term Home-based and Community-based Care RESOLVE 71

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RAYE	OTP-AM	S-165

This resolve directs the Commissioner of Health and Human Services to implement the recommendations included in the report submitted to the 124th Legislature entitled "Services for Elders and Other Adults Who Need Long-Term Home- and Community-Based Care" to make systemic changes to Maine's long-term home-based and

Joint Standing Committee on Health and Human Services

community-based care.

Committee Amendment "A" (S-165)

This amendment adds to the resolve by requiring the Department of Health and Human Services to adopt the Lean Implementation Plan effective July 1, 2012, within the limits of existing resources. It corrects a reference to the section of the resolve that requires adoption of the Lean Implementation Plan.

Enacted Law Summary

Resolve 2011, chapter 71 directs the Commissioner of Health and Human Services to implement the recommendations included in the report submitted to the 124th Legislature entitled "Services for Elders and Other Adults Who Need Long-Term Home- and Community-Based Care" to make systemic changes to Maine's long-term home-based and community-based care. The resolve requires the Department of Health and Human Services to adopt the Lean Implementation Plan effective July 1, 2012, within the limits of existing resources.

LD 1467 Resolve, To Evaluate the All-payor Claims Database System for the State

RESOLVE 109

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CAIN CRAVEN	OTP-AM	H-655

This bill requires the Maine Health Data Processing Center to update its all-payor and all-setting health care database system. The bill also requires that an independent manager of the database be established. The bill also requires that standards for reporting from the database be updated with input from stakeholders and that assessments to payors and providers submitting data be reduced accordingly. It also requires that user licenses be established. The bill establishes the Health Information Database Advisory Group to advise the Maine Health Data Processing Center and the Maine Health Data Organization.

Committee Amendment "A" (H-655)

This amendment replaces the bill with a resolve that creates a working group to review and make recommendations on the availability of and access to health care data and to examine the all-payor claims database systems. The working group consists of 17 members, all invited to participate by the Commissioner of Health and Human Services. The working group is required to obtain outside nonstate funding to support staffing and administrative costs. The Department of Health and Human Services is required to submit a report to the Joint Standing Committee on Health and Human Services by January 31, 2012.

Enacted Law Summary

Resolve 2011, chapter 109 creates a working group to review and make recommendations on the availability of and access to health care data and to examine the all-payor claims database systems. The working group consists of 17 members, all invited to participate by the Commissioner of Health and Human Services. The working group is required to obtain outside nonstate funding to support staffing and administrative costs. The Department of Health and Human Services is required to submit a report to the Joint Standing Committee on Health and Human Services by January 31, 2012.