

MAINE STATE LEGISLATURE

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STATE OF MAINE
126TH LEGISLATURE
FIRST REGULAR SESSION



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

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

July 2013

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126TH LEGISLATURE

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LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 126th 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 126th Legislature is October 9, 2013. 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

December 1, 2013.

LD 197 An Act To Improve Health Services to Schools

PUBLIC 78

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GRAHAM BURNS	OTP-AM ONTP	H-75

This bill allows a family or pediatric nurse practitioner to serve as a health care provider in a school.

Committee Amendment "A" (H-75)

This amendment is the majority report of the committee. This amendment renames school physicians, including family or pediatric nurse practitioners, school health advisors and clarifies that school health advisors may not act outside the scope of practice applicable to the school health advisor. The amendment removes from the bill a provision on local health officer duties.

Enacted Law Summary

Public Law 2013, chapter 78 renames school physicians, including family or pediatric nurse practitioners, school health advisors and clarifies that school health advisors may not act outside the scope of practice applicable to the school health advisor.

LD 198 An Act To Clarify Physicians' Delegation of Medical Care

PUBLIC 33

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

This bill clarifies that a physician or surgeon may delegate to the physician's or surgeon's employees or support staff certain activities relating to medical care and treatment without being present on the premises at the time the activities are performed.

Enacted Law Summary

Public Law 2013, chapter 33 clarifies that a physician or surgeon may delegate to the physician's or surgeon's employees or support staff certain activities relating to medical care and treatment without being present on the premises at the time the activities are performed.

LD 230 An Act To Establish the Commission on Health Care Cost and Quality

CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GRAHAM LACHOWICZ	OTP-AM ONTP	

This bill establishes the Commission on Health Care Cost and Quality to monitor the accessibility, cost and quality of health care in the State. The bill also reestablishes the State Health Plan and requires the commission to develop the plan on a biennial basis.

Committee Amendment "A" (H-76)

Joint Standing Committee on Health and Human Services

This amendment is the majority report of the committee. This amendment reduces the membership on the Commission on Health Care Cost and Quality from 20 to 13 members and corrects the schedule for staggered appointments. This amendment adds to the duties of the commission the duty to work in cooperation with the Department of Health and Human Services and the Department of Health and Human Services, Maine Center for Disease Control and Prevention to implement the federal Centers for Medicare and Medicaid Services state innovation model grant. This amendment allows funding to be provided by the state innovation model grant for the commission to coordinate with the department on health care innovation and reform. The amendment also adds an appropriations and allocations section.

This bill was committed to the Joint Standing Committee on Appropriations and Financial Affairs and carried over to any special or regular session of the 126th Legislature by joint order, H.P. 1145, as amended by H-B (H-580) and H-C (H-582).

LD 252 An Act Regarding Registration and Correction of Death Information on PUBLIC 31
Death Certificates

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CRAVEN SIROCKI	OTP	

This bill adds the Office of the Chief Medical Examiner as a certifier of cause of death on a death certificate to accommodate the electronic death registration system. It also permits the Office of the Chief Medical Examiner to electronically submit amendments to the death certificate using the electronic death registration system.

Enacted Law Summary

Public Law 2013, chapter 31 adds the Office of the Chief Medical Examiner as a certifier of cause of death on a death certificate to accommodate the electronic death registration system. It also permits the Office of the Chief Medical Examiner to electronically submit amendments to the death certificate using the electronic death registration system.

LD 253 An Act Regarding Registration of Fetal Deaths PUBLIC 14

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CRAVEN SIROCKI	OTP	

This bill allows a fetal death certificate to be filed with the State Registrar of Vital Statistics as well as with the municipal clerk. The bill also authorizes a hospital or an institution to prepare a fetal death certificate with medical information provided by a physician or other person in attendance.

Enacted Law Summary

Public Law 2013, chapter 14 allows a fetal death certificate to be filed with the State Registrar of Vital Statistics as well as with the municipal clerk. It also authorizes a hospital or an institution to prepare a fetal death certificate with medical information provided by a physician or other person in attendance.