

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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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

LD 256 An Act To Amend the Laws Governing Recipients of Temporary Assistance for Needy Families

ONTP

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

This bill is a concept draft pursuant to Joint Rule 208. This bill proposes to amend the current law dealing with recipients of Temporary Assistance for Needy Families. The bill will require recipients of Temporary Assistance for Needy Families to work with town officials and municipal officers to seek meaningful employment and will require recipients of such benefits to work or volunteer in order to continue to receive benefits.

LD 257 An Act To Protect Newborns Exposed to Drugs or Alcohol

PUBLIC 192

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MALABY CRAVEN	OTP-AM OTP-AM	H-234

This bill provides greater detail regarding the timing and process under which notifications must be made to the Department of Health and Human Services by health care providers regarding infants from birth to 12 months of age who exhibit signs of fetal exposure to drugs or alcohol. Following receipt of such a notification, the department is required to prepare a plan for the safe care of the infant. The bill repeals requirements that the department investigate every notification to determine abuse or neglect.

Committee Amendment "A" (H-234)

This amendment is the majority report of the committee and replaces the bill. The amendment amends current law on reporting to the Department of Health and Human Services by a health care provider involved in the delivery or care of an infant with prenatal exposure to drugs as follows:

1. The amendment changes "reports" to the department to "notifications" to the department and changes "suffering from withdrawal symptoms" to "demonstrating withdrawal symptoms that require medical monitoring or care beyond standard newborn care";
2. The amendment repeals the requirement that the department investigate all reports and authorizes the department to investigate as it determines to be necessary to protect an infant for whom the department has received notification; and
3. The amendment defines "fetal alcohol spectrum disorders" and adds it to the conditions of an infant that require notification to the department.

Committee Amendment "B" (H-235)

This amendment is the minority report of the committee and replaces the bill. The amendment amends current law on reporting to the Department of Health and Human Services by a health care provider involved in the delivery or care of an infant with prenatal exposure to drugs as follows:

1. The amendment changes "reports" to the department to "notifications" to the department and changes "suffering from withdrawal symptoms" to "demonstrating withdrawal symptoms";
2. The amendment repeals the requirement that the department investigate all reports and authorizes the department

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to investigate as it determines to be necessary to protect an infant for whom the department has received notification; and

3. The amendment defines "fetal alcohol spectrum disorders" and adds it to the conditions of an infant that require notification to the department.

Enacted Law Summary

Public Law 2013, chapter 192 amends current law on reporting to the Department of Health and Human Services by a health care provider involved in the delivery or care of an infant with prenatal exposure to drugs as follows:

1. The law changes "reports" to the department to "notifications" to the department and changes "suffering from withdrawal symptoms" to "demonstrating withdrawal symptoms that require medical monitoring or care beyond standard newborn care";

2. The law repeals the requirement that the department investigate all reports and authorizes the department to investigate as it determines to be necessary to protect an infant for whom the department has received notification; and

3. The law defines "fetal alcohol spectrum disorders" and adds it to the conditions of an infant that require notification to the department.

LD 272 An Act To Reduce Youth Cancer Risk

**VETO
SUSTAINED**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GRATWICK COOPER	OTP ONTP	

This bill prohibits tanning facilities and operators from allowing individuals who have not attained 18 years of age to use tanning devices.

LD 276 Resolve, To Improve Access to Oral Health Care for MaineCare Recipients

CARRIED OVER

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

This resolve increases MaineCare dental reimbursement rates for 20 preventive, diagnostic and restorative dental procedures to the 10th percentile.

Committee Amendment "A" (S-197)

This amendment removes a reference to dental procedure D1203 and inserts in its place a reference to dental procedure D1208 in the list of preventive, diagnostic and restorative dental procedures in the resolve since D1203 is an obsolete reference. The amendment 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).