

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
126<sup>TH</sup> 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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# STATE OF MAINE

126<sup>TH</sup> 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 126<sup>th</sup> 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 126<sup>th</sup> 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***

This bill provides funding for the dental clinic operated in Portland by Riverview Psychiatric Center. Specifically it provides funding for one part-time Physician III position and one Customer Representative Associate II - Human Services position and associated All Other funding for the dental clinic. These positions and funding are proposed for elimination in the Governor's proposed biennial budget for 2014-2015.

**Committee Amendment "A" (H-18)**

This amendment incorporates a fiscal note.

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 507      Resolve, Directing the Department of Health and Human Services To  
Amend Its Rules To Improve the Oral Health Education of Children**      **ACCEPTED  
MAJORITY  
(ONTP) REPORT**

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

This resolve requires the Department of Health and Human Services to amend its rules to require a child care provider to assist children in brushing their teeth as a part of a daily curriculum.

**LD 515      An Act Regarding the Annual Service Fee for Child Support Services  
Provided by the Department of Health and Human Services**      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MASON G CRAFTS	ONTP	

This bill requires the Department of Health and Human Services to pay the \$25 annual fee required by the federal Deficit Reduction Act of 2005, Public Law 109-171, for the assistance of the department in the collection of child support for certain families.

This bill reverses an initiative enacted in Public Law 2011, chapter 477.

**LD 517      An Act To Restore Funding for Head Start**      **DIED IN  
CONCURRENCE**

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

This bill provides a General Fund appropriation of \$2,000,000 in fiscal year 2013-14 and fiscal year 2014-15 for the Department of Health and Human Services to restore funding for Head Start services that was eliminated during fiscal year 2012-13.

**Committee Amendment "A" (S-199)**

*Joint Standing Committee on Health and Human Services*

This amendment, which is the minority report of the committee, incorporates a fiscal note.

**LD 520      An Act To Protect Maine Consumers from Predatory Medical Pricing      ONTP**

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

This bill is a concept draft pursuant to Joint Rule 208. This bill proposes to establish standardized pricing for health care procedures in order to protect Maine consumers from predatory pricing.

**LD 534      An Act To Improve Care Coordination for Persons with Mental Illness      PUBLIC 326**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PRINGLE GRATWICK	OTP-AM ONTP	H-341

This bill provides an exception to the health care information confidentiality laws that protect mental health information for the purposes of care management and coordination of care.

**Committee Amendment "A" (H-341)**

This amendment is the majority report of the committee. This amendment amends the bill regarding disclosure of protected health care information for care management or coordination of care purposes to require a person who discloses information without authorization to make a reasonable effort to notify the individual or the authorized representative of the individual of the disclosure.

**Enacted Law Summary**

Public Law 2013, chapter 326 amends the law regarding disclosure of protected health care information for the purposes of care management and care coordination. The law requires a person who discloses information without authorization for care management or care coordination purposes to make a reasonable effort to notify the individual or the authorized representative of the individual of the disclosure.

**LD 535      An Act To Promote Greater Flexibility in the Provision of Long-term Care Services      CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HUBBELL LANGLEY		

Current law precludes facilities licensed pursuant to the Maine Revised Statutes, Title 22, chapter 405 from providing certain services under one license to residents living in a facility under a lower level license on the same campus. The purpose of this bill is to allow facilities licensed under Title 22, chapter 405 to provide a continuum of care and services to clients residing in those facilities without requiring the clients to leave the facility, without requiring the creation of a licensed home health agency and without having to seek approval of area licensed home health agencies.

This bill was 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).