

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)

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

STAFF:

JANE ORBETON, SENIOR ANALYST
ANNA BROOME, LEGISLATIVE ANALYST
OFFICE OF POLICY AND LEGAL ANALYSIS
13 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1670
&
CHRISTOPHER NOLAN
OFFICE OF FISCAL AND PROGRAM REVIEW
5 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1635

MEMBERS:

SEN. MARGARET M. CRAVEN, CHAIR
SEN. COLLEEN M. LACHOWICZ
SEN. JAMES M. HAMPER

REP. RICHARD R. FARNSWORTH, CHAIR
REP. JANE P. PRINGLE*
REP. PETER C. STUCKEY
REP. KATHERINE W. CASSIDY
REP. ANN E. DORNEY
REP. DREW M. GATTINE
REP. DEBORAH J. SANDERSON
REP. RICHARD S. MALABY
REP. HEATHER W. SIROCKI
REP. CAROL A. MCELWEE
REP. HENRY JOHN BEAR

*Rep. Jane P. Pringle temporarily appointed for the duration of the absence of Rep. Matthew Peterson on the Health and Human Services Committee

STATE OF MAINE

126TH LEGISLATURE
FIRST REGULAR SESSION



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 716

Resolve, To Review and Make Recommendations on Appropriate Prescribing of Certain Medications for Children with Attention Deficit Hyperactivity Disorder That Are Reimbursed under the MaineCare Program

RESOLVE 68

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MALABY	OTP-AM	H-368

This bill directs the Department of Health and Human Services to adopt a program regarding prescription medications for children that consists of a prescription medication protocol, monitoring and prior authorization for reimbursement under the MaineCare program. The program must ensure that children have access to medically needed prescription medications in compliance with the requirements of this bill and the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services.

Committee Amendment "A" (H-368)

This amendment replaces the bill with a resolve and changes the title. The amendment establishes a work group to review the use of certain medications prescribed to children for the treatment of attention deficit hyperactivity disorder and reimbursed through the MaineCare program and to make any recommendations for improvements in access to behavioral health and psychiatric services and for improvements in prescribing practices as determined to be appropriate by the work group. The amendment directs the Department of Health and Human Services to report its findings and recommendations to the Joint Standing Committee on Health and Human Services not later than January 15, 2014.

Enacted Law Summary

Resolve 2013, chapter 68 establishes a work group to review the use of certain medications prescribed to children for the treatment of attention deficit hyperactivity disorder and reimbursed through the MaineCare program and to make any recommendations for improvements in access to behavioral health and psychiatric services and for improvements in prescribing practices as determined to be appropriate by the work group. The resolve directs the Department of Health and Human Services to report its findings and recommendations to the Joint Standing Committee on Health and Human Services not later than January 15, 2014.

LD 746

Resolve, Directing the Department of Health and Human Services To Provide an Exception to the 60-day Limit on Out-of-state Services under the MaineCare Section 21 Waiver Program

ONTP

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

This resolve requires the Department of Health and Human Services to amend its rules related to the MaineCare waiver program that allows certain persons with intellectual disabilities or autism the option of home-based or community-based services instead of institutional services to provide that if all parties agree, an exception to the 60-day limit on out-of-state services must be granted.