

MAINE STATE LEGISLATURE

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STATE OF MAINE
126TH LEGISLATURE
SECOND REGULAR SESSION



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

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

May 2014

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STATE OF MAINE
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LEGISLATIVE DIGEST OF BILL SUMMARIES AND
ENACTED LAWS

The *Digest* is arranged 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.

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 HOUSESHouse & 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
EMERGENCYenacted 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 Second Regular Session of the 126th Legislature is August 1, 2014. 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 1580

An Act To Use the Dorothea Dix Psychiatric Center To Provide Inpatient Mental Health Services for Forensic Patients

ONTP

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

This bill requires the Department of Health and Human Services to use the Dorothea Dix Psychiatric Center to provide services to patients in the custody of the Commissioner of Health and Human Services who pose a likelihood of serious harm to others and for whom there is not sufficient security at the Riverview Psychiatric Center to address the likelihood of serious harm. The bill requires the department to begin planning, physical plant improvements, staff training and administrative procedures for the acceptance of patients from the Riverview Psychiatric Center into the Dorothea Dix Psychiatric Center. The bill requires the department to transfer patients from the Riverview Psychiatric Center into the Dorothea Dix Psychiatric Center as needed beginning July 1, 2014.

LD 1581

An Act To Improve Business Certainty for Providers of Quality Child Care

PUBLIC 559

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BERRY	OTP-AM	H-656
CRAVEN	ONTP	H-816 SANDERSON

This bill requires the Department of Health and Human Services to establish a four-step child care quality rating system and provide quality differential payments of 5%, 10% and 25% for the three highest steps. It removes language relating to requirements in the department rules regarding substantial progress toward meeting quality ratings. It provides that the department is not required to pay a quality differential rate for child care services provided through the Temporary Assistance to Needy Families block grant.

Committee Amendment "A" (H-656)

This amendment is the majority report of the committee. The bill provides exact mandatory amounts for the quality child care differentials at steps 2, 3 and 4 of the four-step child care quality rating system required by the bill. This amendment instead requires the Department of Health and Human Services to pay quality child care differential rates of at least 2% for step 2 child care services, at least 5% for step 3 child care services and at least 10% for step 4 child care services. These minimum rates are lower than those proposed in the bill. The amendment also adds an appropriations and allocations section.

House Amendment "A" To Committee Amendment "A" (H-816)

This amendment amends Committee Amendment "A" to remove the requirement that the Department of Health and Human Services adopt rules to implement a differential rate for child care services as specified in the bill. This amendment also removes the specific quality differential rates for step 2, step 3 and step 4 child care services as specified in the committee amendment and instead requires the rules to provide for graduated quality differential rates for step 2, step 3 and step 4 child care services. Like the bill, this amendment removes the requirement that the rules limit payment of the differential for substantial progress to a period of one year.

Enacted Law Summary

Public Law 2013, chapter 559 requires the Department of Health and Human Services to adopt rules to provide for graduated quality differential rates for step 2, step 3 and step 4 child care services. The law removes the requirement that the rules limit payment of the differential for substantial progress to a period of one year. The law states that the department is not required to pay a quality differential rate for child care services provided through