

# 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  
128<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**

August 2017

**STAFF:**

ANNA BROOME, LEGISLATIVE ANALYST  
ERIN LUNDBERG, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670  
AND  
LUKE LAZURE, LEGISLATIVE ANALYST  
OFFICE OF FISCAL AND PROGRAM REVIEW  
5 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1635  
<http://legislature.maine.gov/legis/opla/>

**MEMBERS:**

SEN. ERIC L. BRAKEY, CHAIR  
SEN. JAMES M. HAMPER  
SEN. BENJAMIN M. CHIPMAN

REP. PATRICIA HYMANSON, CHAIR  
REP. ANNE C. PERRY  
REP. SCOTT M. HAMANN\*  
REP. JOYCE MCCREIGHT\*  
REP. COLLEEN M. MADIGAN  
REP. DALE J. DENNO  
REP. JENNIFER ELLEN PARKER  
REP. DEBORAH J. SANDERSON  
REP. RICHARD S. MALABY  
REP. FRANCES M. HEAD  
REP. PAUL B. CHACE

\*Committee member for a portion of the session

# STATE OF MAINE

128<sup>TH</sup> 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 128<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. An appendix provides a summary of relevant session statistics.

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 128<sup>th</sup> Legislature is Wednesday, November 1, 2017. 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 106      An Act To Provide MaineCare Coverage for Dental Services to Adults  
with Intellectual Disabilities or Autism Spectrum Disorder**

**CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TEPLER D CHIPMAN B	OTP-AM ONTP	H-245

This bill directs the Department of Health and Human Services to extend MaineCare dental services to a person 21 years of age or older who receives services under Chapter 101: MaineCare Benefits Manual, Chapter II, Section 21 or 29. The bill provides that dental services provided to such a person must be the same as those provided under the MaineCare program to an eligible person under 21 years of age.

**Committee Amendment "A" (H-245)**

This amendment, which is the majority report of the committee, clarifies the application of the bill, which requires reimbursement under the MaineCare program for dental services to an adult with an intellectual disability or autism spectrum disorder, by:

1. More clearly defining the requirement that the persons be eligible under the so-called Sections 21 and 29 waivers, without referring to departmental rule citations that may change over time; and
2. Providing that reimbursement is in addition to any home and community-based support benefits provided to a person and may not be included in any cap or other limitation on the home and community-based support benefits that the person may receive.

The amendment also adds an appropriations and allocations section.

This bill was reported out of committee and then carried over to the next special or regular session of the 128th Legislature on the Special Appropriations Table by joint order, S.P. 601.

**LD 107      An Act To Increase the Effectiveness of Opioid Addiction Therapy**

**ONTP**

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

This bill repeals the 24-month limit on MaineCare coverage or reimbursement for buprenorphine and naloxone combination drugs, also known as Suboxone, for the treatment of addiction to opioids.

**LD 108      An Act To Allow a Law Enforcement Agency That Treats a Person with  
Naloxone Hydrochloride To Bill That Person for That Treatment**

**Died Between  
Houses**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
STEWART H CYRWAY S	ONTP OTP-AM	

This bill provides that, when a member of a law enforcement agency or a municipal fire department administers naloxone hydrochloride, the law enforcement agency or municipal fire department may seek and receive reimbursement for the cost of that treatment from the person to whom the treatment was provided.

*Joint Standing Committee on Health and Human Services*

**Committee Amendment "A" (H-131)**

This amendment, which is the minority report of the committee, clarifies that the legal guardian of a person who receives naloxone hydrochloride may be billed for the cost.

This amendment was not adopted.

**LD 144      An Act To Create a Pilot Project To Reduce Substance Use Disorders among Youth in Piscataquis County To Be Used as a Model for All Maine Communities**

**Accepted Majority (ONTP) Report**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HIGGINS N DAVIS P	ONTP OTP-AM	

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes to establish a comprehensive, evidence-based pilot project in selected Piscataquis County communities and schools with the goal of reducing the harmful effects of substance use disorder and addiction. The pilot project will use best practices for screening high-risk children, early intervention and community and family support to prevent addiction and promote public health and safety. The pilot project must be administered by a local nonprofit entity with expertise in management and in the subject matter of the project.

The bill provides funding for the planning and implementation of the pilot project, including, but not limited to, funding to:

1. Employ one full-time person to lead and manage the implementation of the project;
2. Engage outside consultants with expertise in planning, evaluation, training and technical assistance;
3. Convene community partners to leverage local, state and federal resources;
4. Train school staff and others working with priority populations;
5. Screen and provide early intervention to children and families most at risk for substance use disorder and its related implications;
6. Build school and community capacity to mitigate trauma and improve resilience; and
7. Promote understanding of and decrease stigma surrounding substance use disorder.

The bill also provides funding for a professional evaluation of the pilot project and requires a report to the Legislature on the pilot project's effectiveness and ease of replication in other communities that are being affected by the opiate epidemic.

**Committee Amendment "A" (H-299)**

This amendment replaces the bill, which is a concept draft, and is the minority report of the committee. The amendment establishes a pilot project in Piscataquis County to plan, implement and evaluate a comprehensive, evidence-informed program to prevent substance use disorder and addiction that may be used as a model for other Maine communities. The pilot project must be administered by the following three local nonprofit entities that have expertise in management and in reducing the harmful effects of substance use disorder and addiction: Piscataquis