

STATE OF MAINE
130TH LEGISLATURE
FIRST REGULAR AND FIRST SPECIAL SESSIONS



Disposition of bills and summaries of all laws enacted or finally passed

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

December 2021

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Joint Standing Committee on Health and Human Services

SUBJECT INDEX

Aging and Long-term Care

Enacted

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|---------|--|-------------|
| LD 578 | Resolve, Regarding Legislative Review of Portions of Chapter 113: Regulations Governing the Licensing and Functioning of Assisted Housing Programs: Infection Prevention and Control, a Major Substantive Rule of the Department of Health and Human Services, Division of Licensing and Certification | RESOLVE 13 |
| LD 958 | Resolve, Directing the Department of Health and Human Services To Conduct a Review of Rules Governing In-home Personal Care Assistance Services | RESOLVE 117 |
| LD 1624 | Resolve, To Create a Stakeholder Group To Identify the Needs of Long-term Care Family Caregivers | RESOLVE 50 |

Not Enacted

- | | | |
|--------|--|--------------|
| LD 17 | Resolve, To Provide Rural Nonmedical Transportation Services to the Elderly and Adults with Disabilities Receiving Home and Community Benefits under the MaineCare Program | CARRIED OVER |
| LD 74 | Resolve, To Ensure Appropriate Personal Needs Allowances for Persons Residing in Long-term Care Facilities | CARRIED OVER |
| LD 250 | An Act To Assist Nursing Homes in the Management of Facility Beds | CARRIED OVER |
| LD 296 | Resolve, To Create the Family Caregiver Grant Pilot Program | CARRIED OVER |
| LD 423 | An Act To Improve Access to Bariatric Care in Nursing Homes | ONTP |
| LD 485 | An Act To Continue Funding for Home-delivered Meals for Homebound Seniors and To Address Growing Demand | CARRIED OVER |
| LD 499 | An Act To Eliminate the Waiting Lists for Older and Disabled Residents Who Are Eligible To Receive Home-based Care | ONTP |

LD 614	Resolve, To Extend Funding to Maine Veterans' Homes during the COVID-19 Pandemic	CARRIED OVER
LD 684	Resolve, To Amend MaineCare Reimbursement Provisions Governing Supplemental Payments to Nursing Facilities with High MaineCare Use	CARRIED OVER
LD 873	Resolve, To Waive Reductions to Nursing Facility Reimbursement Resulting from Payroll Protection Program Loans and Grants	ONTP
LD 949	Resolve, To Restore the MaineCare Nursing Facility COVID-19 Temporary Rate Increase	CARRIED OVER
LD 1112	Resolve, To Classify Employee Health Insurance as a Fixed Cost for MaineCare Reimbursement in Nursing Homes	CARRIED OVER
LD 1139	An Act To Authorize and Regulate Visitation of Essential Caregivers at Long-term Care Facilities	Majority (ONTP) Report
LD 1148	Resolve, To Increase Broadband Access in Private Nonmedical Institutions	ONTP
LD 1197	Resolve, To Require Continued MaineCare Reimbursement to Nursing Facilities for Bed Hold Days during Hospitalizations and Therapeutic Leaves of Absence	CARRIED OVER
LD 1386	Resolve, To Improve Access to Bariatric Care	CARRIED OVER
LD 1427	An Act To Encourage Family Care of Aging Adults	Majority (ONTP) Report
LD 1477	Resolve, Directing the Department of Health and Human Services To Collaborate with the Long-term Care Ombudsman Program To Convene a Stakeholder Group To Make Recommendations for In-home Rehabilitation Services	ONTP
LD 1543	An Act To Improve and Modernize Home-based Care	CARRIED OVER

LD 1547	An Act To Promote Intergovernmental Coordination Regarding Age-friendly State Initiatives	ONTP
LD 1557	An Act To Ensure the Provision of Housing Coordinator Services to Older Adults and Persons with Disabilities	Majority (ONTP) Report
LD 1573	An Act To Implement the Recommendations of the Commission To Study Long-term Care Workforce Issues	CARRIED OVER
LD 1657	An Act To Protect the Health, Safety and Comfort of Elderly Residents and Residents with Disabilities by Ensuring Backup Access to Electrical Power in Certain Facilities during Power Outages	ONTP

Behavioral Health

Enacted

LD 38	An Act To Clarify the Timing of an Appeal of a Finding Regarding Involuntary Mental Health Treatment at a Designated Nonstate Mental Health Institution	PUBLIC 165
LD 869	Resolve, Directing the Department of Health and Human Services To Review the Progressive Treatment Program and Processes by Which a Person May Be Involuntarily Admitted to a Psychiatric Hospital or Receive Court-ordered Community Treatment	RESOLVE 60
LD 1009	Resolve, To Create the Working Group To Design Jail Resource Navigator Services for Maine County Jails	RESOLVE 100
LD 1262	Resolve, Directing the Department of Health and Human Services To Develop a Comprehensive Statewide Strategic Plan To Serve Maine People with Behavioral Health Needs throughout Their Lifespans	RESOLVE 80
LD 1470	Resolve, Regarding Reimbursement for Providing Inpatient Care to Individuals with Acute Mental Health Care Needs	RESOLVE 119

Not Enacted

LD 196	Resolve, To Ensure Access to Community Mental Health Services	ONTP
LD 197	Resolve, To Ensure That Community Mental Health Service Providers Can Access Pandemic Stimulus Funds	CARRIED OVER

LD 297	An Act To Define the Term "Behavioral Health"	Leave to Withdraw Pursuant to Joint Rule 310
LD 512	An Act To Increase the Number of Intensive Case Managers	CARRIED OVER
LD 582	An Act To Support the Fidelity and Sustainability of Assertive Community Treatment	CARRIED OVER
LD 592	An Act To Ensure Access to Outpatient Mental Health Services by Increasing Reimbursement for Outpatient Therapists	ONTP
LD 674	An Act To Support Early Intervention and Treatment of Psychotic Disorders	CARRIED OVER
LD 968	Resolve, To Expand Mental Health Crisis Intervention Mobile Response Services	ONTP
LD 1080	Resolve, Directing the Department of Health and Human Services To Update the Rights of Recipients of Mental Health Services	CARRIED OVER
LD 1090	Resolve, To Equitably Fund Legal Fees for Progressive Treatment Programs	ONTP
LD 1147	Resolve, To Enhance Access to Medication Management for Individuals with Serious and Persistent Mental Illness	CARRIED OVER
LD 1586	An Act To Strengthen Statewide Mental Health Peer Support, Crisis Intervention Mobile Response and Crisis Residential Services	CARRIED OVER

Brain Injury

Enacted

LD 559	An Act To Improve the Rights and Basic Protections of Persons with Acquired Brain Injuries	PUBLIC 284
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Not Enacted

LD 962 An Act To Appropriate Funds To Eliminate Waiting Lists for Home and Community-based Services for Adults with Intellectual Disabilities, Autism, Brain Injury and Other Related Conditions ONTP

Child Care

Enacted

LD 93 An Act To Improve Maine's Quality Rating System for Child Care Services PUBLIC 138

LD 98 An Act To Clarify Maine's Statutes Related to the Licensing of Child Care Providers PUBLIC 35

Not Enacted

LD 698 An Act To Provide Stable Funding and Support for Child Care Providers Majority (ONTP) Report

LD 1252 An Act To Improve Family Day Care Providers by Increasing the Number of Children Allowed To Be Cared For without Obtaining Certification Majority (ONTP) Report

Child Development

Enacted

LD 854 An Act To Ensure Continued Health-related Services for Children To Access Education PUBLIC 227

LD 1712 An Act To Support Children's Healthy Development and School Success PUBLIC 457

Not Enacted

LD 533 An Act To Expand the Statewide Voluntary Early Childhood Consultation Program CARRIED OVER

Children's Behavioral Health

Enacted

LD 118 An Act To Address Maine's Shortage of Behavioral Health Services for Minors PUBLIC 191

Not Enacted

LD 432 Resolve, To Improve Behavioral Health Care for Children CARRIED OVER

LD 496 An Act To Increase Timely Access to Mental Health Services by Increasing MaineCare Reimbursement Rates CARRIED OVER

LD 1173 Resolve, To Develop a Plan To Treat in Maine Those Children with Behavioral Health Needs Currently Treated Outside the State ONTP

Children's Services

Enacted

LD 335 An Act To Clarify Requirements for Criminal History Record Checks Pursuant to the Federal Family First Prevention Services Act PUBLIC 42

LD 497 Resolve, To Direct the Department of Health and Human Services To Report on Child Abuse Prevention Efforts To Implement the Family First Prevention Services Act RESOLVE 24

LD 606 An Act Regarding the Child Protection System PUBLIC 110

LD 837 An Act To Amend the Child and Family Services and Child Protection Act PUBLIC 176

Not Enacted

LD 396 An Act To Require the Department of Health and Human Services To Provide Assistance with Applications for Basic Necessities To Prevent Children Being Removed from Parental Custody ONTP

LD 503 Resolve, To Help Children in Therapeutic Foster Care Move toward Adoption ONTP

LD 632 An Act To Facilitate the Conversion of Children's Private Nonmedical Institutions to Qualified Residential Treatment Programs as Required by Federal Law CARRIED OVER

LD 637 Resolve, Regarding Legislative Review of Portions of Chapter 21: Rules for the Provision of Room and Board Payments for Residential Programs Serving Children, a Major Substantive Rule of the Department of Health and Human Services, Office of Child and Family Services ONTP

LD 699	An Act To Create a Kinship Care Navigator Program within the Department of Health and Human Services	ONTP
LD 760	An Act To Clarify the Disclosure of Records under the Child and Family Services and Child Protection Act	ONTP
LD 762	An Act To Clarify the Response to Truancy under the Child and Family Services and Child Protection Act	ONTP
LD 934	An Act To Create a Family and Juvenile Mediation Program within the Department of Health and Human Services	ONTP
LD 1091	An Act To Improve the Long-term Outcomes for Youth Transitioning from State Care by Raising the Upper Age Limit for Voluntary Support Eligibility	CARRIED OVER
LD 1460	An Act To Revise the Department of Health and Human Services Rehabilitation and Reunification Process	ONTP

Departmental Organization and Administration

Enacted

LD 450	Resolve, To Increase Public Awareness Regarding Bone Marrow Donation	RESOLVE 17
LD 529	Resolve, To Direct the Department of Health and Human Services To Review the Needs of Persons with Low-incidence Health Conditions	RESOLVE 22
LD 1392	An Act Directing the Maine Center for Disease Control and Prevention To Release Annually Public Health Data Regarding Certain Fatalities and Hospitalizations	PUBLIC 369

Not Enacted

LD 343	An Act To Set Aside Funds from Federal Block Grants for Certain Communities	CARRIED OVER
LD 393	An Act To Amend the Laws Regarding Health and Human Services	CARRIED OVER

LD 972	An Act To Establish the Rare Disease Advisory Council	CARRIED OVER
LD 1263	An Act To Create a Separate Department of Child and Family Services	Died Between Houses

Developmental Disabilities

Enacted

LD 577	Resolve, Regarding Legislative Review of Chapter 6: Crisis Prevention and Intervention Services, a Major Substantive Rule of the Department of Health and Human Services, Office of Aging and Disability Services	RESOLVE 12
LD 1490	An Act To Improve Home and Community-based Services for Adults with Intellectual Disabilities, Autism, Brain Injury and Other Related Conditions	PUBLIC 321
LD 1649	An Act To Make the Shared Living Program Accessible for Persons with Intellectual Disabilities or Autism	PUBLIC 187

Not Enacted

LD 716	An Act To Enhance and Improve the Maine Developmental Services Oversight and Advisory Board and To Establish the Aging and Disability Mortality Review Panel	CARRIED OVER
LD 962	An Act To Appropriate Funds To Eliminate Waiting Lists for Home and Community-based Services for Adults with Intellectual Disabilities, Autism, Brain Injury and Other Related Conditions	ONTP
LD 1001	An Act To Ensure Parents' Access to Their Minor and Adult Children with Special Needs	Died Between Houses
LD 1360	An Act To Provide Services to Maine's Most Vulnerable Citizens by Eliminating the Waiting Lists for Certain MaineCare Services	CARRIED OVER
LD 1574	An Act To Ensure Support for Adults with Intellectual Disabilities or Autism with High Behavioral Need	CARRIED OVER

Disposition of Human Remains

Not Enacted

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|---------|--|------|
| LD 1074 | An Act To Permit the Conduct of Open Air Cremation at Designated Scattering Sites | ONTP |
| LD 1223 | An Act To Allow Crematories Using Chemical Dissolution Processes in Facilities Other Than Cemeteries | ONTP |
| LD 1535 | An Act To Allow Green Death Care Practices by Alkaline Hydrolysis and Natural Organic Reduction | ONTP |

Fund for a Healthy Maine

Not Enacted

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|---------|---|--------------|
| LD 1523 | An Act To Establish the Trust for a Healthy Maine | CARRIED OVER |
| LD 1693 | An Act To Advance Health Equity, Improve the Well-being of All Maine People and Create a Health Trust | CARRIED OVER |

Health Care

Enacted

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|-------|--|------------|
| LD 47 | An Act To Fund the State's Free Health Clinics | PUBLIC 458 |
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Not Enacted

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|---------|---|--------------|
| LD 372 | An Act To Provide Maine Children Access to Affordable Health Care | CARRIED OVER |
| LD 718 | An Act To Improve the Health of Maine Residents by Closing Coverage Gaps in the MaineCare Program and the Children's Health Insurance Program | CARRIED OVER |
| LD 979 | An Act To Expand Maine's School-based Health Centers | CARRIED OVER |
| LD 1608 | An Act To Expand the MaineCare Program To Cover All Citizens of the State | CARRIED OVER |

LD 1717 An Act To Ensure Home Care and Hospice Providers Are Included in
Maine's Emergency Response Plans ONTP

Health Care Workforce

Enacted

LD 784 An Act To Amend the Law Governing Approval Authority over and
Oversight of Certified Nursing Assistant Educational Programs PUBLIC 81

Not Enacted

LD 196 Resolve, To Ensure Access to Community Mental Health Services ONTP

LD 197 Resolve, To Ensure That Community Mental Health Service Providers
Can Access Pandemic Stimulus Funds CARRIED OVER

LD 283 Resolve, To Address Inequities for Certain Direct Care Workers ONTP

LD 629 Resolve, To Establish the Task Force To Study the Process for
Bringing Criminal Cases in Situations of Violence against Health Care
Workers CARRIED OVER

LD 878 Resolve, To Increase MaineCare Reimbursement Rates for Services
Provided by Direct Care Workers ONTP

LD 1157 An Act To Ensure MaineCare Reimbursement Rates for Home and
Community-based Services for Persons with Intellectual Disabilities
or Autism Are Adjusted in Accordance with Increases in State and
Municipal Minimum Wage ONTP

LD 1204 An Act To Address the Shortage of Direct Care Workers for Children
with Disabilities in Maine CARRIED OVER

LD 1267 Resolve, To Provide Medicaid Rate Increases for Professionals
Working with Individuals with Intellectual or Developmental
Disabilities ONTP

LD 1302 Resolve, To Change the Educational Requirements of Certain
Behavioral Health Professionals ONTP

LD 1385	An Act To Provide for Timely Placement with Respect to Violent Patients in Hospital Emergency Rooms	ONTP
LD 1424	Resolve, To Change the Educational Requirements of Behavioral Health Professionals Providing Services for Children	CARRIED OVER
LD 1573	An Act To Implement the Recommendations of the Commission To Study Long-term Care Workforce Issues	CARRIED OVER

Health Information and Data

Enacted

LD 24	An Act Regarding Certificates of Birth, Marriage and Death	PUBLIC 49
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Not Enacted

LD 601	An Act Regarding Indices of Vital Records	Majority (ONTP) Report
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Hospice and Palliative Care

Enacted

LD 330	An Act To Improve the Process of Disposal of Hospice Medications Used in the Home	PUBLIC 193
LD 1064	An Act To Advance Palliative Care Utilization in the State	PUBLIC 438

Not Enacted

LD 1717	An Act To Ensure Home Care and Hospice Providers Are Included in Maine's Emergency Response Plans	ONTP
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Hospitals

Not Enacted

LD 629	Resolve, To Establish the Task Force To Study the Process for Bringing Criminal Cases in Situations of Violence against Health Care Workers	CARRIED OVER
LD 1001	An Act To Ensure Parents' Access to Their Minor and Adult Children with Special Needs	Died Between Houses

LD 1325 An Act To Provide Relief from Audit Requirements for Certain Health Care Facilities during a State of Emergency ONTP

LD 1385 An Act To Provide for Timely Placement with Respect to Violent Patients in Hospital Emergency Rooms ONTP

Immunizations

Enacted

LD 745 Resolve, Directing the Maine Vaccine Board To Review and Make Recommendations Regarding Expanding the Universal Childhood Immunization Program To Include Adults RESOLVE 90

Not Enacted

LD 867 An Act To Prohibit Mandatory COVID-19 Vaccinations for 5 Years To Allow for Safety Testing and Investigations into Reproductive Harm CARRIED OVER

LD 1077 Resolve, To Promote Equity in COVID-19 Immunizations ONTP

Lead

Enacted

LD 206 Resolve, Regarding Legislative Review of Chapter 234: Lead Testing in School Drinking Water Rule, a Major Substantive Rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention RESOLVE 44

Licensing

Enacted

LD 578 Resolve, Regarding Legislative Review of Portions of Chapter 113: Regulations Governing the Licensing and Functioning of Assisted Housing Programs: Infection Prevention and Control, a Major Substantive Rule of the Department of Health and Human Services, Division of Licensing and Certification RESOLVE 13

LD 1069 An Act To Provide Program Solvency, Clarity, Consistency and Flexibility in Routine Public Health Licensing Activities PUBLIC 125

LD 1344 An Act To Clarify the Authority of the Department of Health and Human Services during a Public Health Emergency PUBLIC 349

Not Enacted

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|---------|--|------------------------|
| LD 1234 | An Act To Allow Lemonade Stands and Other Food and Nonalcoholic Beverage Sales by Minors | Majority (ONTP) Report |
| LD 1241 | An Act To Establish More Transparency, Due Process, Education and Understanding between the Department of Health and Human Services and Certain Maine Businesses | Majority (ONTP) Report |

Maternal/Infant**Enacted**

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| LD 265 | An Act To Provide Women Access to Affordable Postpartum Care | PUBLIC 461 |
| LD 1113 | Resolve, To Direct the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations To Study and Propose Solutions to Disparities in Access to Prenatal Care in the State | RESOLVE 71 |

Medicaid/MaineCare**Enacted**

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|--------|---|-------------|
| LD 121 | An Act To Require a Background Check for High-risk Health Care Providers under the MaineCare Program | PUBLIC 400 |
| LD 265 | An Act To Provide Women Access to Affordable Postpartum Care | PUBLIC 461 |
| LD 376 | Resolve, To Increase Certain Chiropractic Reimbursement Rates under the MaineCare Program | RESOLVE 111 |
| LD 590 | An Act To Require MaineCare Coverage for Ostomy Equipment | PUBLIC 467 |
| LD 595 | Resolve, To Ensure That Access to Oral and Facial Ambulatory Surgical Centers in Maine Remains Viable | RESOLVE 112 |
| LD 854 | An Act To Ensure Continued Health-related Services for Children To Access Education | PUBLIC 227 |

LD 1064	An Act To Advance Palliative Care Utilization in the State	PUBLIC 438
LD 1469	Resolve, To Provide Add-on Payments for Ambulance Services Reimbursed by the MaineCare Program and To Increase Reimbursement Rates for Physical Therapy under the MaineCare Program	RESOLVE 118
LD 1470	Resolve, Regarding Reimbursement for Providing Inpatient Care to Individuals with Acute Mental Health Care Needs	RESOLVE 119

Not Enacted

LD 17	Resolve, To Provide Rural Nonmedical Transportation Services to the Elderly and Adults with Disabilities Receiving Home and Community Benefits under the MaineCare Program	CARRIED OVER
LD 48	Resolve, To Require the Department of Health and Human Services To Request a Waiver Relating to Support Services and To Provide Funds To Prevent Homelessness	ONTP
LD 62	An Act To Promote Cost-effectiveness in the MaineCare Program and Improve the Oral Health of Maine Adults and Children	ONTP
LD 72	An Act To Improve Dental Health for Maine Children and Adults with Low Incomes	ONTP
LD 74	Resolve, To Ensure Appropriate Personal Needs Allowances for Persons Residing in Long-term Care Facilities	CARRIED OVER
LD 85	An Act Concerning MaineCare Coverage for Donor Breast Milk	CARRIED OVER
LD 166	An Act To Allow Participants in the Qualified Medicare Beneficiary Program To Qualify for MaineCare Transportation Services	ONTP
LD 250	An Act To Assist Nursing Homes in the Management of Facility Beds	CARRIED OVER
LD 283	Resolve, To Address Inequities for Certain Direct Care Workers	ONTP

LD 360	Resolve, To Reduce Barriers to Recovery from Addiction by Expanding Eligibility for Targeted Case Management Services	ONTP
LD 415	Resolve, Directing the Department of Health and Human Services To Increase MaineCare Reimbursement Rates for Targeted Case Management Services and To Expand Eligibility for Targeted Case Management Services for Adults with Substance Use Disorder	CARRIED OVER
LD 432	Resolve, To Improve Behavioral Health Care for Children	CARRIED OVER
LD 496	An Act To Increase Timely Access to Mental Health Services by Increasing MaineCare Reimbursement Rates	CARRIED OVER
LD 582	An Act To Support the Fidelity and Sustainability of Assertive Community Treatment	CARRIED OVER
LD 592	An Act To Ensure Access to Outpatient Mental Health Services by Increasing Reimbursement for Outpatient Therapists	ONTP
LD 614	Resolve, To Extend Funding to Maine Veterans' Homes during the COVID-19 Pandemic	CARRIED OVER
LD 652	An Act To Include an Emergency Reimbursement Rate Review Process in Rate Setting by the Department of Health and Human Services	ONTP
LD 674	An Act To Support Early Intervention and Treatment of Psychotic Disorders	CARRIED OVER
LD 684	Resolve, To Amend MaineCare Reimbursement Provisions Governing Supplemental Payments to Nursing Facilities with High MaineCare Use	CARRIED OVER
LD 718	An Act To Improve the Health of Maine Residents by Closing Coverage Gaps in the MaineCare Program and the Children's Health Insurance Program	CARRIED OVER
LD 739	An Act Regarding Credible Allegations of Fraud by MaineCare Providers	ONTP

LD 873	Resolve, To Waive Reductions to Nursing Facility Reimbursement Resulting from Payroll Protection Program Loans and Grants	ONTP
LD 878	Resolve, To Increase MaineCare Reimbursement Rates for Services Provided by Direct Care Workers	ONTP
LD 949	Resolve, To Restore the MaineCare Nursing Facility COVID-19 Temporary Rate Increase	CARRIED OVER
LD 996	An Act To Improve Dental Health Access for Maine Children and Adults with Low Incomes	CARRIED OVER
LD 1112	Resolve, To Classify Employee Health Insurance as a Fixed Cost for MaineCare Reimbursement in Nursing Homes	CARRIED OVER
LD 1135	An Act Regarding Substance Use Disorder Treatment Services and Increasing Reimbursement Rates for Those Services	CARRIED OVER
LD 1157	An Act To Ensure MaineCare Reimbursement Rates for Home and Community-based Services for Persons with Intellectual Disabilities or Autism Are Adjusted in Accordance with Increases in State and Municipal Minimum Wage	ONTP
LD 1173	Resolve, To Develop a Plan To Treat in Maine Those Children with Behavioral Health Needs Currently Treated Outside the State	ONTP
LD 1197	Resolve, To Require Continued MaineCare Reimbursement to Nursing Facilities for Bed Hold Days during Hospitalizations and Therapeutic Leaves of Absence	CARRIED OVER
LD 1204	An Act To Address the Shortage of Direct Care Workers for Children with Disabilities in Maine	CARRIED OVER
LD 1267	Resolve, To Provide Medicaid Rate Increases for Professionals Working with Individuals with Intellectual or Developmental Disabilities	ONTP
LD 1386	Resolve, To Improve Access to Bariatric Care	CARRIED OVER

LD 1427	An Act To Encourage Family Care of Aging Adults	Majority (ONTP) Report
LD 1501	An Act To Protect Oral Health for Children in Maine	CARRIED OVER
LD 1528	Resolve, Directing the Department of Health and Human Services To Adjust Reimbursement Rates for Certain Home-based Services	CARRIED OVER
LD 1543	An Act To Improve and Modernize Home-based Care	CARRIED OVER
LD 1553	An Act To Amend the Law Governing MaineCare Coverage of Chiropractic Treatment	CARRIED OVER
LD 1573	An Act To Implement the Recommendations of the Commission To Study Long-term Care Workforce Issues	CARRIED OVER
LD 1608	An Act To Expand the MaineCare Program To Cover All Citizens of the State	CARRIED OVER
LD 1701	An Act To Establish a Managed Care Program for MaineCare Services	CARRIED OVER

Miscellaneous

Enacted

LD 783	An Act Regarding the Membership of the Sexual Assault Forensic Examiner Advisory Board	PUBLIC 118
LD 822	An Act To Affirm That Food Seeds Are a Necessity in Maine	PUBLIC 175

Not Enacted

LD 1582	An Act To Enact the Maine Psilocybin Services Act	CARRIED OVER
LD 1601	Resolve, To Establish an Advisory Panel To Study the Implications of Genome-editing Technology for the Citizens of the State	Died On Adjournment

LD 1301 An Act To Support Transitional Housing for Persons Experiencing Abuse, Dangerous Living Conditions, Economic Insecurity Due to Divorce or Separation, Chronic Homelessness, Substance Use Disorder or Mental Disorders ONTP

Prescription Drugs

Enacted

LD 330 An Act To Improve the Process of Disposal of Hospice Medications Used in the Home PUBLIC 193

Not Enacted

LD 1729 Resolve, To Assess the Feasibility of the Production of Insulin in Maine CARRIED OVER

Prescription Monitoring Program

Enacted

LD 799 An Act To Amend the Procedures for Veterinarians in the Controlled Substances Prescription Monitoring Program PUBLIC 83

LD 1333 An Act Concerning the Controlled Substances Prescription Monitoring Program and the Dispensing of Naloxone Hydrochloride by Emergency Medical Services Providers PUBLIC 161

Public Assistance

Enacted

LD 78 An Act To Protect Children from Extreme Poverty by Preserving Children's Access to Temporary Assistance for Needy Families Benefits PUBLIC 97

LD 727 Resolve, To Eliminate the Asset Test for the Supplemental Nutrition Assistance Program RESOLVE 115

LD 792 An Act To Make Technical Changes to the Eligibility Provisions of the Higher Opportunity for Pathways to Employment Program PUBLIC 149

LD 822 An Act To Affirm That Food Seeds Are a Necessity in Maine PUBLIC 175

LD 964 An Act To Expand Access to Certified Substance Use Disorder Recovery Residence Services PUBLIC 472

LD 1305 Resolve, To Increase Collaboration between the Maine State Housing Authority and the Department of Health and Human Services RESOLVE 87

LD 1603 An Act To Implement the Recommendations of the Committee To Study the Feasibility of Creating Basic Income Security PUBLIC 405

Not Enacted

LD 287 An Act To Require Electronic Benefits Transfer Cards To Be Printed with the Beneficiary's Photograph Majority (ONTP) Report

LD 302 An Act To Eliminate the Working Cars for Working Families Program ONTP

LD 357 An Act To Repeal the Working Cars for Working Families Program ONTP

LD 910 An Act To Amend the General Assistance Laws Governing Reimbursement CARRIED OVER

LD 1695 An Act To Improve Housing Security by Improving Access to General Assistance ONTP

Public Health

Enacted

LD 129 Resolve, To Protect Consumers of Public Drinking Water by Establishing Maximum Contaminant Levels for Certain Substances and Contaminants RESOLVE 82

LD 819 An Act To Reduce Lung Cancer Rates in Maine by Creating a Voluntary Radon Testing and Mitigation Program for Landlords, Homeowners and Home Builders PUBLIC 470

LD 1392 An Act Directing the Maine Center for Disease Control and Prevention To Release Annually Public Health Data Regarding Certain Fatalities and Hospitalizations PUBLIC 369

LD 1548 Resolve, To Alleviate the Disproportionate Impact of COVID-19 and Public Health Outcomes RESOLVE 91

LD 1653 Resolve, Regarding Legislative Review of Chapter 124: Emergency Medical Services Personnel Reporting Rule, a Late-filed Major Substantive Rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention RESOLVE 51

Not Enacted

LD 164 An Act To Establish Maximum Contaminant Levels under the State's Drinking Water Rules for Certain Perfluoroalkyl and Polyfluoroalkyl Substances ONTP

LD 888 An Act To Ensure Ongoing Services for Victims of Sexual Assault and Domestic Violence ONTP

LD 1324 Resolve, Directing the Department of Health and Human Services To Conduct an Assessment of Human Trafficking in the State CARRIED OVER

LD 1388 An Act To Require Testing of Public Drinking Water Supplies for Toxic Perfluoroalkyl and Polyfluoroalkyl Substances and To Establish Maximum Contaminant Levels ONTP

LD 1437 An Act To Reduce Poisoning from Radon, Arsenic and Other Air or Water Pollutants by Expanding Education, Testing and Mitigation Regarding Those Pollutants ONTP

LD 1570 An Act To Protect Drinking Water for Maine Residents CARRIED OVER

Substance Use Disorder

Enacted

LD 488 Resolve, To Expand Recovery Community Organizations throughout Maine RESOLVE 46

LD 964 An Act To Expand Access to Certified Substance Use Disorder Recovery Residence Services PUBLIC 472

LD 1333 An Act Concerning the Controlled Substances Prescription Monitoring Program and the Dispensing of Naloxone Hydrochloride by Emergency Medical Services Providers PUBLIC 161

LD 1718 An Act To Establish the Accidental Drug Overdose Death Review Panel PUBLIC 292

Not Enacted

LD 360	Resolve, To Reduce Barriers to Recovery from Addiction by Expanding Eligibility for Targeted Case Management Services	ONTP
LD 415	Resolve, Directing the Department of Health and Human Services To Increase MaineCare Reimbursement Rates for Targeted Case Management Services and To Expand Eligibility for Targeted Case Management Services for Adults with Substance Use Disorder	CARRIED OVER
LD 510	Resolve, To Reduce Stigma Regarding Substance Use Disorder by Requiring the Use of Respectful Language in the MaineCare Benefits Manual and Other Department of Health and Human Services Publications	ONTP
LD 789	An Act To Expand Administration of Lifesaving Opioid Medication	ONTP
LD 1059	An Act To Provide Substance Use Disorder Treatment to Adolescents	CARRIED OVER
LD 1135	An Act Regarding Substance Use Disorder Treatment Services and Increasing Reimbursement Rates for Those Services	CARRIED OVER
LD 1177	An Act To Increase Access to Intranasal Naloxone Hydrochloride for Syringe Services Programs	ONTP
LD 1428	An Act To Increase the Availability of Nasal Naloxone in Community Settings	CARRIED OVER
LD 1487	Resolve, Directing the Department of Health and Human Services To Seek a Waiver for Additional Medication-assisted Treatment for Certain Persons with Substance Use Disorder up to 30 Days Prior to Their Release from Incarceration	ONTP
LD 1722	An Act To Ensure Access to All Paths to Recovery for Persons Affected by Opioids Using Money Obtained through Litigation against Opioid Manufacturers	CARRIED OVER

Telemedicine

Not Enacted

LD 1543 An Act To Improve and Modernize Home-based Care CARRIED OVER

Tobacco Sale and Use

Enacted

LD 269 An Act To Prohibit Smoking in Bus Shelters PUBLIC 57

Not Enacted

LD 624 An Act To Amend the Laws Governing Tobacco Specialty Stores Majority (ONTP) Report

LD 1282 An Act To Prevent Underage Tobacco and Nicotine Access and Use ONTP

LD 1550 An Act To End the Sale of Flavored Tobacco Products CARRIED OVER

Waitlists

Not Enacted

LD 499 An Act To Eliminate the Waiting Lists for Older and Disabled Residents Who Are Eligible To Receive Home-based Care ONTP

LD 962 An Act To Appropriate Funds To Eliminate Waiting Lists for Home and Community-based Services for Adults with Intellectual Disabilities, Autism, Brain Injury and Other Related Conditions ONTP

LD 1360 An Act To Provide Services to Maine's Most Vulnerable Citizens by Eliminating the Waiting Lists for Certain MaineCare Services CARRIED OVER

DIGEST OF BILLS AND SUMMARIES OF ENACTED LAWS
130th Legislature, First Regular and First Special Sessions - 2021

DIGEST OF BILLS

PL = Public Law; P&SL = Private and Special Law;
 RESLV = Resolve; CON RES = Constitutional Resolution;
 IB = Initiated Bill

Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
HHS	17	Resolve, To Provide Rural Nonmedical Transportation Services to the Elderly and Adults with Disabilities Receiving Home and Community Benefits under the MaineCare Program	Reported Out	OTP-AM/ ONTP	Carried On Approps Table			S1
HHS	24	An Act Regarding Certificates of Birth, Marriage and Death	Reported Out	OTP-AM		Enacted	PL 49	S1
HHS	38	An Act To Clarify the Timing of an Appeal of a Finding Regarding Involuntary Mental Health Treatment at a Designated Nonstate Mental Health Institution	Reported Out	OTP-AM		Enacted	PL 165	S1
HHS	47	An Act To Fund the State's Free Health Clinics	Reported Out	OTP-AM/ ONTP		Enacted	PL 458	S1
HHS	48	Resolve, To Require the Department of Health and Human Services To Request a Waiver Relating to Support Services and To Provide Funds To Prevent Homelessness	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
HHS	62	An Act To Promote Cost-effectiveness in the MaineCare Program and Improve the Oral Health of Maine Adults and Children	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
HHS	72	An Act To Improve Dental Health for Maine Children and Adults with Low Incomes	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
HHS	74	Resolve, To Ensure Appropriate Personal Needs Allowances for Persons Residing in Long-term Care Facilities	Reported Out	OTP-AM	Carried On Approps Table			S1
HHS	78	An Act To Protect Children from Extreme Poverty by Preserving Children's Access to Temporary Assistance for Needy Families Benefits	Reported Out	OTP-AM		Enacted	PL 97	S1
HHS	81	An Act To Ensure the Safety of Children Experiencing Homelessness by Extending Shelter Placement Periods and Amending Licensing Requirements for Emergency Shelters	Reported Out	OTP-AM		Enacted	PL 98	S1
HHS	85	An Act Concerning MaineCare Coverage for Donor Breast Milk	Reported Out	OTP-AM	Carried On Approps Table			S1

DIGEST OF BILLS

130TH FIRST REGULAR AND FIRST SPECIAL SESSION - 2021

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
HHS	93	An Act To Improve Maine's Quality Rating System for Child Care Services	Reported Out	OTP-AM	Enacted	PL	138	S1
HHS	98	An Act To Clarify Maine's Statutes Related to the Licensing of Child Care Providers	Reported Out	OTP	Enacted	PL	35	R1
HHS	118	An Act To Address Maine's Shortage of Behavioral Health Services for Minors	Reported Out	OTP-AM	Enacted	PL	191	S1
HHS	121	An Act To Require a Background Check for High-risk Health Care Providers under the MaineCare Program	Reported Out	OTP-AM	Enacted	PL	400	S1
HHS	129	Resolve, To Protect Consumers of Public Drinking Water by Establishing Maximum Contaminant Levels for Certain Substances and Contaminants	Reported Out	OTP-AM	Emergency Finally Passed	RESLV	82	S1
HHS	164	An Act To Establish Maximum Contaminant Levels under the State's Drinking Water Rules for Certain Perfluoroalkyl and Polyfluoroalkyl Substances	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	166	An Act To Allow Participants in the Qualified Medicare Beneficiary Program To Qualify for MaineCare Transportation Services	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			R1
HHS	196	Resolve, To Ensure Access to Community Mental Health Services	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	197	Resolve, To Ensure That Community Mental Health Service Providers Can Access Pandemic Stimulus Funds	Reported Out	OTP-AM	Carried On Approps Table			S1
HHS	206	Resolve, Regarding Legislative Review of Chapter 234: Lead Testing in School Drinking Water Rule, a Major Substantive Rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention	Reported Out	OTP-AM/ OTP-AM	Finally Passed	RESLV	44	S1
HHS	250	An Act To Assist Nursing Homes in the Management of Facility Beds	Reported Out	OTP-AM	Carried On Approps Table			S1
HHS	265	An Act To Provide Women Access to Affordable Postpartum Care	Reported Out	OTP-AM	Enacted	PL	461	S1
HHS	269	An Act To Prohibit Smoking in Bus Shelters	Reported Out	OTP	Enacted	PL	57	S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
HHS	283	Resolve, To Address Inequities for Certain Direct Care Workers	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	287	An Act To Require Electronic Benefits Transfer Cards To Be Printed with the Beneficiary's Photograph	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HHS	296	Resolve, To Create the Family Caregiver Grant Pilot Program	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	297	An Act To Define the Term "Behavioral Health"	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310			R1
HHS	302	An Act To Eliminate the Working Cars for Working Families Program	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
HHS	330	An Act To Improve the Process of Disposal of Hospice Medications Used in the Home	Reported Out	OTP-AM		<u>Enacted</u>	<u>PL</u>	<u>193</u>	S1
HHS	335	An Act To Clarify Requirements for Criminal History Record Checks Pursuant to the Federal Family First Prevention Services Act	Reported Out	OTP		<u>Emergency Enacted</u>	<u>PL</u>	<u>42</u>	S1
HHS	343	An Act To Set Aside Funds from Federal Block Grants for Certain Communities	Carry Over Approved		Carried Over In Comm				S1
HHS	357	An Act To Repeal the Working Cars for Working Families Program	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
HHS	360	Resolve, To Reduce Barriers to Recovery from Addiction by Expanding Eligibility for Targeted Case Management Services	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	372	An Act To Provide Maine Children Access to Affordable Health Care	Carry Over Approved		Carried Over In Comm				S1
HHS	376	Resolve, To Increase Certain Chiropractic Reimbursement Rates under the MaineCare Program	Reported Out	OTP-AM		<u>Finally Passed</u>	<u>RESLV</u>	<u>111</u>	S1
HHS	393	An Act To Amend the Laws Regarding Health and Human Services	Carry Over Approved		Carried Over In Comm				S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
HHS	396	An Act To Require the Department of Health and Human Services To Provide Assistance with Applications for Basic Necessities To Prevent Children Being Removed from Parental Custody	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
HHS	415	Resolve, Directing the Department of Health and Human Services To Increase MaineCare Reimbursement Rates for Targeted Case Management Services and To Expand Eligibility for Targeted Case Management Services for Adults with Substance Use Disorder	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	423	An Act To Improve Access to Bariatric Care in Nursing Homes	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	432	Resolve, To Improve Behavioral Health Care for Children	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	450	Resolve, To Increase Public Awareness Regarding Bone Marrow Donation	Reported Out OTP-AM		Finally Passed	RESLV	17	S1
HHS	475	Resolve, To Create the Frequent Users System Engagement Collaborative	Reported Out OTP-AM		Emergency Finally Passed	RESLV	23	S1
HHS	485	An Act To Continue Funding for Home-delivered Meals for Homebound Seniors and To Address Growing Demand	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	488	Resolve, To Expand Recovery Community Organizations throughout Maine	Reported Out OTP-AM		Emergency Finally Passed	RESLV	46	S1
HHS	496	An Act To Increase Timely Access to Mental Health Services by Increasing MaineCare Reimbursement Rates	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	497	Resolve, To Direct the Department of Health and Human Services To Report on Child Abuse Prevention Efforts To Implement the Family First Prevention Services Act	Reported Out OTP-AM		Finally Passed	RESLV	24	S1
HHS	499	An Act To Eliminate the Waiting Lists for Older and Disabled Residents Who Are Eligible To Receive Home-based Care	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	503	Resolve, To Help Children in Therapeutic Foster Care Move toward Adoption	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
HHS	510	Resolve, To Reduce Stigma Regarding Substance Use Disorder by Requiring the Use of Respectful Language in the MaineCare Benefits Manual and Other Department of Health and Human Services Publications	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
HHS	512	An Act To Increase the Number of Intensive Case Managers	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	529	Resolve, To Direct the Department of Health and Human Services To Review the Needs of Persons with Low-incidence Health Conditions	Reported Out	OTP-AM		Finally Passed	RESLV	22	S1
HHS	533	An Act To Expand the Statewide Voluntary Early Childhood Consultation Program	Carry Over Approved		Carried Over In Comm				S1
HHS	559	An Act To Improve the Rights and Basic Protections of Persons with Acquired Brain Injuries	Reported Out	OTP-AM		Emergency Enacted	PL	284	S1
HHS	577	Resolve, Regarding Legislative Review of Chapter 6: Crisis Prevention and Intervention Services, a Major Substantive Rule of the Department of Health and Human Services, Office of Aging and Disability Services	Reported Out	OTP		Emergency Finally Passed	RESLV	12	S1
HHS	578	Resolve, Regarding Legislative Review of Portions of Chapter 113: Regulations Governing the Licensing and Functioning of Assisted Housing Programs: Infection Prevention and Control, a Major Substantive Rule of the Department of Health and Human Services, Division of Licensing and Certification	Reported Out	OTP-AM		Emergency Finally Passed	RESLV	13	S1
HHS	582	An Act To Support the Fidelity and Sustainability of Assertive Community Treatment	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	590	An Act To Require MaineCare Coverage for Ostomy Equipment	Reported Out	OTP-AM		Enacted	PL	467	S1
HHS	592	An Act To Ensure Access to Outpatient Mental Health Services by Increasing Reimbursement for Outpatient Therapists	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	595	Resolve, To Ensure That Access to Oral and Facial Ambulatory Surgical Centers in Maine Remains Viable	Reported Out	OTP-AM		Emergency Finally Passed	RESLV	112	S1
HHS	601	An Act Regarding Indices of Vital Records	Reported Out	ONTP/ OTP		Accepted Majority (ONTP) Report			S1
HHS	606	An Act Regarding the Child Protection System	Reported Out	OTP-AM		Enacted	PL	110	S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action	Carried over?	Final Diposition	Enacted Laws		Sess
						Law	Ch	
HHS	614	Resolve, To Extend Funding to Maine Veterans' Homes during the COVID-19 Pandemic	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	624	An Act To Amend the Laws Governing Tobacco Specialty Stores	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HHS	629	Resolve, To Establish the Task Force To Study the Process for Bringing Criminal Cases in Situations of Violence against Health Care Workers	Reported Out OTP-AM	Carried Over				S1
HHS	632	An Act To Facilitate the Conversion of Children's Private Nonmedical Institutions to Qualified Residential Treatment Programs as Required by Federal Law	Carry Over Approved	Carried Over In Comm				S1
HHS	637	Resolve, Regarding Legislative Review of Portions of Chapter 21: Rules for the Provision of Room and Board Payments for Residential Programs Serving Children, a Major Substantive Rule of the Department of Health and Human Services, Office of Child and Family Services	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
HHS	652	An Act To Include an Emergency Reimbursement Rate Review Process in Rate Setting by the Department of Health and Human Services	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	674	An Act To Support Early Intervention and Treatment of Psychotic Disorders	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	684	Resolve, To Amend MaineCare Reimbursement Provisions Governing Supplemental Payments to Nursing Facilities with High MaineCare Use	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	698	An Act To Provide Stable Funding and Support for Child Care Providers	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HHS	699	An Act To Create a Kinship Care Navigator Program within the Department of Health and Human Services	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
HHS	716	An Act To Enhance and Improve the Maine Developmental Services Oversight and Advisory Board and To Establish the Aging and Disability Mortality Review Panel	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	718	An Act To Improve the Health of Maine Residents by Closing Coverage Gaps in the MaineCare Program and the Children's Health Insurance Program	Carry Over Approved	Carried Over In Comm				S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
HHS	727	Resolve, To Eliminate the Asset Test for the Supplemental Nutrition Assistance Program	Reported Out OTP-AM/ ONTP		Finally Passed	RESLV	115	S1
HHS	739	An Act Regarding Credible Allegations of Fraud by MaineCare Providers	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	745	Resolve, Directing the Maine Vaccine Board To Review and Make Recommendations Regarding Expanding the Universal Childhood Immunization Program To Include Adults	Reported Out OTP-AM		Finally Passed	RESLV	90	S1
HHS	760	An Act To Clarify the Disclosure of Records under the Child and Family Services and Child Protection Act	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	762	An Act To Clarify the Response to Truancy under the Child and Family Services and Child Protection Act	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	783	An Act Regarding the Membership of the Sexual Assault Forensic Examiner Advisory Board	Reported Out OTP		Enacted	PL	118	S1
HHS	784	An Act To Amend the Law Governing Approval Authority over and Oversight of Certified Nursing Assistant Educational Programs	Reported Out OTP		Enacted	PL	81	S1
HHS	789	An Act To Expand Administration of Lifesaving Opioid Medication	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	792	An Act To Make Technical Changes to the Eligibility Provisions of the Higher Opportunity for Pathways to Employment Program	Reported Out OTP-AM		Enacted	PL	149	S1
HHS	799	An Act To Amend the Procedures for Veterinarians in the Controlled Substances Prescription Monitoring Program	Reported Out OTP		Enacted	PL	83	S1
HHS	819	An Act To Reduce Lung Cancer Rates in Maine by Creating a Voluntary Radon Testing and Mitigation Program for Landlords, Homeowners and Home Builders	Reported Out OTP-AM		Enacted	PL	470	S1
HHS	822	An Act To Affirm That Food Seeds Are a Necessity in Maine	Reported Out OTP-AM		Enacted	PL	175	S1
HHS	837	An Act To Amend the Child and Family Services and Child Protection Act	Reported Out OTP-AM		Enacted	PL	176	S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
HHS	843	An Act To Create a Pathway to Housing Stability for Homeless Young People and Those at Risk of Entering and Those Exiting Corrections Systems	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	854	An Act To Ensure Continued Health-related Services for Children To Access Education	Reported Out	OTP-AM		<u>Emergency Enacted</u>	PL	227	S1
HHS	867	An Act To Prohibit Mandatory COVID-19 Vaccinations for 5 Years To Allow for Safety Testing and Investigations into Reproductive Harm	Carry Over Approved		Carried Over In Comm				S1
HHS	869	Resolve, Directing the Department of Health and Human Services To Review the Progressive Treatment Program and Processes by Which a Person May Be Involuntarily Admitted to a Psychiatric Hospital or Receive Court-ordered Community Treatment	Reported Out	OTP-AM		<u>Emergency Finally Passed</u>	RESLV	60	S1
HHS	873	Resolve, To Waive Reductions to Nursing Facility Reimbursement Resulting from Payroll Protection Program Loans and Grants	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	878	Resolve, To Increase MaineCare Reimbursement Rates for Services Provided by Direct Care Workers	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	888	An Act To Ensure Ongoing Services for Victims of Sexual Assault and Domestic Violence	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	910	An Act To Amend the General Assistance Laws Governing Reimbursement	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
HHS	934	An Act To Create a Family and Juvenile Mediation Program within the Department of Health and Human Services	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	949	Resolve, To Restore the MaineCare Nursing Facility COVID-19 Temporary Rate Increase	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	958	Resolve, Directing the Department of Health and Human Services To Conduct a Review of Rules Governing In-home Personal Care Assistance Services	Reported Out	OTP-AM		<u>Finally Passed</u>	RESLV	117	S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
HHS	962	An Act To Appropriate Funds To Eliminate Waiting Lists for Home and Community-based Services for Adults with Intellectual Disabilities, Autism, Brain Injury and Other Related Conditions	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	964	An Act To Expand Access to Certified Substance Use Disorder Recovery Residence Services	Reported Out	OTP-AM		Enacted	PL	472	S1
HHS	968	Resolve, To Expand Mental Health Crisis Intervention Mobile Response Services	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	972	An Act To Establish the Rare Disease Advisory Council	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	979	An Act To Expand Maine's School-based Health Centers	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	996	An Act To Improve Dental Health Access for Maine Children and Adults with Low Incomes	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	1001	An Act To Ensure Parents' Access to Their Minor and Adult Children with Special Needs	Reported Out	ONTP/ OTP-AM		Died Between Houses			S1
HHS	1009	Resolve, To Create the Working Group To Design Jail Resource Navigator Services for Maine County Jails	Reported Out	OTP-AM		Finally Passed	RESLV	100	S1
HHS	1059	An Act To Provide Substance Use Disorder Treatment to Adolescents	Carry Over Approved		Carried Over In Comm				S1
HHS	1064	An Act To Advance Palliative Care Utilization in the State	Reported Out	OTP-AM		Enacted	PL	438	S1
HHS	1069	An Act To Provide Program Solvency, Clarity, Consistency and Flexibility in Routine Public Health Licensing Activities	Reported Out	OTP-AM		Enacted	PL	125	S1
HHS	1074	An Act To Permit the Conduct of Open Air Cremation at Designated Scattering Sites	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1076	An Act To Support the Operations of Youth Shelters in Maine	Reported Out	OTP-AM	Carried On Approps Table				S1

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						Law	Ch	
HHS	1077	Resolve, To Promote Equity in COVID-19 Immunizations	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1080	Resolve, Directing the Department of Health and Human Services To Update the Rights of Recipients of Mental Health Services	Carry Over Approved	Carried Over In Comm				S1
HHS	1090	Resolve, To Equitably Fund Legal Fees for Progressive Treatment Programs	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1091	An Act To Improve the Long-term Outcomes for Youth Transitioning from State Care by Raising the Upper Age Limit for Voluntary Support Eligibility	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	1112	Resolve, To Classify Employee Health Insurance as a Fixed Cost for MaineCare Reimbursement in Nursing Homes	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	1113	Resolve, To Direct the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations To Study and Propose Solutions to Disparities in Access to Prenatal Care in the State	Reported Out OTP-AM/ OTP-AM		Finally Passed	RESLV	71	S1
HHS	1135	An Act Regarding Substance Use Disorder Treatment Services and Increasing Reimbursement Rates for Those Services	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	1139	An Act To Authorize and Regulate Visitation of Essential Caregivers at Long-term Care Facilities	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HHS	1147	Resolve, To Enhance Access to Medication Management for Individuals with Serious and Persistent Mental Illness	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	1148	Resolve, To Increase Broadband Access in Private Nonmedical Institutions	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1157	An Act To Ensure MaineCare Reimbursement Rates for Home and Community-based Services for Persons with Intellectual Disabilities or Autism Are Adjusted in Accordance with Increases in State and Municipal Minimum Wage	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

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HHS	1173	Resolve, To Develop a Plan To Treat in Maine Those Children with Behavioral Health Needs Currently Treated Outside the State	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1177	An Act To Increase Access to Intranasal Naloxone Hydrochloride for Syringe Services Programs	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1197	Resolve, To Require Continued MaineCare Reimbursement to Nursing Facilities for Bed Hold Days during Hospitalizations and Therapeutic Leaves of Absence	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	1204	An Act To Address the Shortage of Direct Care Workers for Children with Disabilities in Maine	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	1223	An Act To Allow Crematories Using Chemical Dissolution Processes in Facilities Other Than Cemeteries	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1234	An Act To Allow Lemonade Stands and Other Food and Nonalcoholic Beverage Sales by Minors	Reported Out ONTP/ OTP		Accepted Majority (ONTP) Report			S1
HHS	1241	An Act To Establish More Transparency, Due Process, Education and Understanding between the Department of Health and Human Services and Certain Maine Businesses	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HHS	1252	An Act To Improve Family Day Care Providers by Increasing the Number of Children Allowed To Be Cared For without Obtaining Certification	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HHS	1262	Resolve, Directing the Department of Health and Human Services To Develop a Comprehensive Statewide Strategic Plan To Serve Maine People with Behavioral Health Needs throughout Their Lifespans	Reported Out OTP-AM		Finally Passed	RESLV	80	S1
HHS	1263	An Act To Create a Separate Department of Child and Family Services	Reported Out ONTP/ OTP-AM		Died Between Houses			S1
HHS	1267	Resolve, To Provide Medicaid Rate Increases for Professionals Working with Individuals with Intellectual or Developmental Disabilities	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1282	An Act To Prevent Underage Tobacco and Nicotine Access and Use	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
HHS	1301	An Act To Support Transitional Housing for Persons Experiencing Abuse, Dangerous Living Conditions, Economic Insecurity Due to Divorce or Separation, Chronic Homelessness, Substance Use Disorder or Mental Disorders	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1302	Resolve, To Change the Educational Requirements of Certain Behavioral Health Professionals	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1305	Resolve, To Increase Collaboration between the Maine State Housing Authority and the Department of Health and Human Services	Reported Out OTP-AM		Finally Passed	RESLV	87	S1
HHS	1324	Resolve, Directing the Department of Health and Human Services To Conduct an Assessment of Human Trafficking in the State	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	1325	An Act To Provide Relief from Audit Requirements for Certain Health Care Facilities during a State of Emergency	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1333	An Act Concerning the Controlled Substances Prescription Monitoring Program and the Dispensing of Naloxone Hydrochloride by Emergency Medical Services Providers	Reported Out OTP-AM		Emergency Enacted	PL	161	S1
HHS	1344	An Act To Clarify the Authority of the Department of Health and Human Services during a Public Health Emergency	Reported Out OTP-AM/ ONTP		Enacted	PL	349	S1
HHS	1360	An Act To Provide Services to Maine's Most Vulnerable Citizens by Eliminating the Waiting Lists for Certain MaineCare Services	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	1385	An Act To Provide for Timely Placement with Respect to Violent Patients in Hospital Emergency Rooms	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1386	Resolve, To Improve Access to Bariatric Care	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	1388	An Act To Require Testing of Public Drinking Water Supplies for Toxic Perfluoroalkyl and Polyfluoroalkyl Substances and To Establish Maximum Contaminant Levels	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

PL = Public Law; P&SL = Private and Special Law;
 RESLV = Resolve; CON RES = Constitutional Resolution;
 IB = Initiated Bill

Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
HHS	1392	An Act Directing the Maine Center for Disease Control and Prevention To Release Annually Public Health Data Regarding Certain Fatalities and Hospitalizations	Reported Out	OTP-AM/ ONTP		Enacted	PL	369	S1
HHS	1424	Resolve, To Change the Educational Requirements of Behavioral Health Professionals Providing Services for Children	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	1427	An Act To Encourage Family Care of Aging Adults	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HHS	1428	An Act To Increase the Availability of Nasal Naloxone in Community Settings	Carry Over Approved		Carried Over In Comm				S1
HHS	1437	An Act To Reduce Poisoning from Radon, Arsenic and Other Air or Water Pollutants by Expanding Education, Testing and Mitigation Regarding Those Pollutants	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1460	An Act To Revise the Department of Health and Human Services Rehabilitation and Reunification Process	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1469	Resolve, To Provide Add-on Payments for Ambulance Services Reimbursed by the MaineCare Program and To Increase Reimbursement Rates for Physical Therapy under the MaineCare Program	Reported Out	OTP-AM		Finally Passed	RESLV	118	S1
HHS	1470	Resolve, Regarding Reimbursement for Providing Inpatient Care to Individuals with Acute Mental Health Care Needs	Reported Out	OTP-AM		Finally Passed	RESLV	119	S1
HHS	1477	Resolve, Directing the Department of Health and Human Services To Collaborate with the Long-term Care Ombudsman Program To Convene a Stakeholder Group To Make Recommendations for In-home Rehabilitation Services	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1487	Resolve, Directing the Department of Health and Human Services To Seek a Waiver for Additional Medication-assisted Treatment for Certain Persons with Substance Use Disorder up to 30 Days Prior to Their Release from Incarceration	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1490	An Act To Improve Home and Community-based Services for Adults with Intellectual Disabilities, Autism, Brain Injury and Other Related Conditions	Reported Out	OTP-AM/ ONTP		Enacted	PL	321	S1
HHS	1501	An Act To Protect Oral Health for Children in Maine	Reported Out	OTP-AM	Carried On Approps Table				S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action	Carried over?	Final Dipation	Enacted Laws		Sess	
						Law	Ch		
HHS	1523	An Act To Establish the Trust for a Healthy Maine	Carry Over Approved		Carried Over In Comm			S1	
HHS	1528	Resolve, Directing the Department of Health and Human Services To Adjust Reimbursement Rates for Certain Home-based Services	Reported Out	OTP-AM	Carried On Approps Table			S1	
HHS	1535	An Act To Allow Green Death Care Practices by Alkaline Hydrolysis and Natural Organic Reduction	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1	
HHS	1543	An Act To Improve and Modernize Home-based Care	Reported Out	OTP-AM	Carried On Approps Table			S1	
HHS	1547	An Act To Promote Intergovernmental Coordination Regarding Age-friendly State Initiatives	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1	
HHS	1548	Resolve, To Alleviate the Disproportionate Impact of COVID-19 and Public Health Outcomes	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV	91	S1
HHS	1550	An Act To End the Sale of Flavored Tobacco Products	Reported Out	OTP-AM/ OTP-AM/ ONTP	Carried Over			S1	
HHS	1553	An Act To Amend the Law Governing MaineCare Coverage of Chiropractic Treatment	Reported Out	OTP-AM	Carried On Approps Table			S1	
HHS	1557	An Act To Ensure the Provision of Housing Coordinator Services to Older Adults and Persons with Disabilities	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report		S1	
HHS	1570	An Act To Protect Drinking Water for Maine Residents	Reported Out	OTP-AM	Carried On Approps Table			S1	
HHS	1573	An Act To Implement the Recommendations of the Commission To Study Long-term Care Workforce Issues	Reported Out	OTP-AM	Carried On Approps Table			S1	
HHS	1574	An Act To Ensure Support for Adults with Intellectual Disabilities or Autism with High Behavioral Need	Carry Over Approved		Carried Over In Comm			S1	
HHS	1582	An Act To Enact the Maine Psilocybin Services Act	Carry Over Approved		Carried Over In Comm			S1	

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action		Carried over?	Final Diposition	Enacted Laws		Sess
							Law	Ch	
HHS	1586	An Act To Strengthen Statewide Mental Health Peer Support, Crisis Intervention Mobile Response and Crisis Residential Services	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	1601	Resolve, To Establish an Advisory Panel To Study the Implications of Genome-editing Technology for the Citizens of the State	Reported Out	OTP-AM/ ONTP		Died On Adjournment			S1
HHS	1603	An Act To Implement the Recommendations of the Committee To Study the Feasibility of Creating Basic Income Security	Reported Out	OTP-AM		Enacted	PL	405	S1
HHS	1608	An Act To Expand the MaineCare Program To Cover All Citizens of the State	Carry Over Approved		Carried Over In Comm				S1
HHS	1624	Resolve, To Create a Stakeholder Group To Identify the Needs of Long-term Care Family Caregivers	Reported Out	OTP-AM		Emergency Finally Passed	RESLV	50	S1
HHS	1649	An Act To Make the Shared Living Program Accessible for Persons with Intellectual Disabilities or Autism	Reported Out	OTP-AM		Enacted	PL	187	S1
HHS	1653	Resolve, Regarding Legislative Review of Chapter 124: Emergency Medical Services Personnel Reporting Rule, a Late-filed Major Substantive Rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention	Reported Out	OTP		Emergency Finally Passed	RESLV	51	S1
HHS	1657	An Act To Protect the Health, Safety and Comfort of Elderly Residents and Residents with Disabilities by Ensuring Backup Access to Electrical Power in Certain Facilities during Power Outages	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1693	An Act To Advance Health Equity, Improve the Well-being of All Maine People and Create a Health Trust	Carry Over Approved		Carried Over In Comm				S1
HHS	1695	An Act To Improve Housing Security by Improving Access to General Assistance	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1701	An Act To Establish a Managed Care Program for MaineCare Services	Carry Over Approved		Carried Over In Comm				S1
HHS	1712	An Act To Support Children's Healthy Development and School Success	Reported Out	OTP-AM/ ONTP		Enacted	PL	457	S1
HHS	1717	An Act To Ensure Home Care and Hospice Providers Are Included in Maine's Emergency Response Plans	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1718	An Act To Establish the Accidental Drug Overdose Death Review Panel	Reported Out	OTP		Emergency Enacted	PL	292	S1

Bills Referred to

Health and Human Services (HHS)

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 IB = Initiated Bill

Comm	LD	Title	Comm Action		Carried over?	Final Diposition	Enacted Laws		Sess
							Law	Ch	
HHS	1722	An Act To Ensure Access to All Paths to Recovery for Persons Affected by Opioids Using Money Obtained through Litigation against Opioid Manufacturers	Carry Over	Approved	Carried Over	In Comm			S1
HHS	1729	Resolve, To Assess the Feasibility of the Production of Insulin in Maine	Carry Over	Approved	Carried Over	In Comm			S1

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

LD 24 An Act Regarding Certificates of Birth, Marriage and Death

ENACTED LAW SUMMARY

Public Law 2021, chapter 49 makes the following changes to the laws regulating certificates of birth, marriage and death.

1. It clarifies that the signatures on a marriage license of the parties to the intended marriage may be obtained at the issuance of the license or at the time the marriage is solemnized.
2. It requires that when a death or marriage occurs in an unincorporated place, it must be recorded or registered in the electronic registration system.
3. It clarifies that a birth certificate may be amended by the replacement of a genetic parent.
4. It corrects a conflict created by Public Law 2019, chapters 82 and 340, which affected the same provision of law, by incorporating the changes made by both laws.
5. It also makes technical changes to align the law with the Maine Parentage Act and makes other technical changes.

LD 38 An Act To Clarify the Timing of an Appeal of a Finding Regarding Involuntary Mental Health Treatment at a Designated Nonstate Mental Health Institution

ENACTED LAW SUMMARY

Public Law 2021, chapter 165 amends the process governing a request for review by the Commissioner of Health and Human Services or the commissioner's designee of an order of a clinical review panel regarding involuntary mental health treatment at a designated nonstate mental health institution.

LD 47 An Act To Fund the State's Free Health Clinics

ENACTED LAW SUMMARY

Public Law 2021, chapter 458 appropriates one-time funding of \$40,000 of General Fund in Fiscal Year 2021-2022 and \$50,000 of General Fund in Fiscal Year 2022-2023 for the State's free health clinics. It requires the Department of Health and Human Services to provide this funding to the State's free health clinics through a grant process and that, as a condition of receiving grant funding, a free health clinic must, no later than December 15, 2021 report to the department information about how the grant funding would be used by the clinic. It also requires the Commissioner of Health and Human Services to report to the Joint Standing Committee on Health and Human Services no later than January 15, 2022 with information on which clinics were

ENACTED LAW SUMMARIES

130TH FIRST REGULAR AND FIRST SPECIAL SESSIONS – 2021

Page 1 of 23

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

awarded funds, how much each clinic received and how the grant funding was used by the clinics. The committee is authorized to submit legislation relating to the report to the Second Regular Session of the 130th Legislature.

LD 78 An Act To Protect Children from Extreme Poverty by Preserving Children's Access to Temporary Assistance for Needy Families Benefits

ENACTED LAW SUMMARY

Public Law 2021, chapter 97 amends eligibility for the Temporary Assistance for Needy Families program. Current law requires the Department of Health and Human Services to terminate assistance under the Temporary Assistance for Needy Families program to the entire family, including children, if the children's parent fails to comply with the requirements of the family contract for a period of 90 days or for any subsequent failure. Public Law 2021, chapter 97 amends that provision to terminate benefits for the noncomplying parent but continues to provide assistance to the children and complying parents. The law also requires the department to submit an interim and a final report to the Joint Standing Committee on Health and Human Services on the implementation of the removal of the full family unit sanction.

LD 81 An Act To Ensure the Safety of Children Experiencing Homelessness by Extending Shelter Placement Periods and Amending Licensing Requirements for Emergency Shelters

ENACTED LAW SUMMARY

Public Law 2021, chapter 98 amends the laws governing facilities for children. It amends the definition of "emergency children's shelter" to extend placement from 30 consecutive days or less to 90 consecutive days or less, and it amends the definition of "shelter for homeless children" to extend the limit on overnight lodging and supervision from 30 consecutive overnights to 90 consecutive overnights.

The law also directs the Department of Health and Human Services to amend its rule Chapter 9: Rules for the Licensing of Emergency Shelters for Children to make it consistent with the notification requirements for facilities licensed under rule Chapter 8: Rules for the Licensure of Shelters for Homeless Children and specifically to allow the admission of a child into care for up to three hours without first notifying the child's guardian. It also directs the department to amend its rule Chapter 9: Rules for the Licensing of Emergency Shelters for Children to require a facility to allow the admission of a child into care for up to 48 hours without the permission of the child's guardian.

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

LD 93 An Act To Improve Maine's Quality Rating System for Child Care Services

ENACTED LAW SUMMARY

Public Law 2021, chapter 138 removes language that required a four-step quality rating system for child care providers and instead allows the Department of Health and Human Services discretion in setting the appropriate number of steps, with a minimum of three steps required.

LD 98 An Act To Clarify Maine's Statutes Related to the Licensing of Child Care Providers

ENACTED LAW SUMMARY

Public Law 2021, chapter 35 makes various changes to the laws governing the licensure of child care providers by the Department of Health and Human Services in order to ensure consistency between provider types. Specifically, the law:

1. Provides clarity on the department's ability to levy civil penalties against those who violate statutes or licensing rules governing child care facilities;
2. Allows the department to regulate the quality of the program of child care that is provided by providers classified as family child care providers;
3. Allows the department to regulate the administration of medication by providers classified as family child care providers; and
4. Replaces all references to the certification of family child care providers with references to licensure.

LD 118 An Act To Address Maine's Shortage of Behavioral Health Services for Minors

ENACTED LAW SUMMARY

Public Law 2021, chapter 191 requires the Department of Health and Human Services to work with hospitals to develop a consistent and reliable system of data definitions and data collection to identify the number of children with behavioral needs who remain in hospital emergency rooms after they no longer need medical hospital level of care. It changes the requirements for annual reports on the children's mental health program that are submitted to the Legislature and includes data on the number of children served by crisis providers and the number of children who waited for the appropriate level of behavioral health treatment in a hospital emergency room for the preceding year. The annual report that is due on January 1, 2022, is required to include progress on developing standardized data. The requirement for monthly reports on the status of children's crisis services is removed.

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

LD 121 An Act To Require a Background Check for High-risk Health Care Providers under the MaineCare Program

ENACTED LAW SUMMARY

Public Law 2021, chapter 400 requires MaineCare provider applicants who are high-risk providers or who are in high-risk provider categories to undergo criminal history background checks from the Maine Criminal Justice Information System and the Federal Bureau of Investigation as well as a fingerprint background check. “High-risk” in this context is determined in routine technical rules and the rules are to be adopted in consultation with the State Bureau of Identification. Providers are defined in federal regulations and the risk is for fraud, waste and abuse. The information is confidential and may only be used by the Department of Health and Human Services for official use.

LD 129 Resolve, To Protect Consumers of Public Drinking Water by Establishing Maximum Contaminant Levels for Certain Substances and Contaminants

ENACTED LAW SUMMARY

Resolve 2021, chapter 82 requires certain actions to be taken in order to protect consumers of public drinking water in Maine from potential health impacts associated with perfluoroalkyl and polyfluoroalkyl substances known as PFAS. The resolve requires community water systems and schools and child care facilities regulated as nontransient, noncommunity water systems to conduct monitoring for perfluoroalkyl and polyfluoroalkyl substances. If the monitoring results detect the presence of perfluorooctanoic acid, perfluorooctane sulfonic acid, perfluorohexane sulfonic acid, perfluorononanoic acid, perfluoroheptanoic acid or perfluorodecanoic acid at a level in excess of an interim standard of 20 nanograms per liter, the water system is required to conduct additional monitoring. The resolve also directs the Department of Health and Human Services to undertake routine technical rulemaking to establish an enforceable maximum contaminant level for the five PFAS by June 1, 2024, which can include adoption of a federal maximum contaminant level if one is available and at least as restrictive as the interim standard. It requires the Department of Health and Human Services to report to the joint standing committee of the Legislature having jurisdiction over health and human services matters upon the adoption of final rules regulating perfluoroalkyl and polyfluoroalkyl substances and annually beginning January 1, 2022 until the rules are finally adopted. It also authorizes the committee to report out legislation related to each report.

Resolve 2021, chapter 82 was finally passed as an emergency measure effective June 21, 2021.

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

LD 206 Resolve, Regarding Legislative Review of Chapter 234: Lead Testing in School Drinking Water Rule, a Major Substantive Rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention

ENACTED LAW SUMMARY

Resolve 2021, chapter 44 authorizes, subject to the incorporation of specified amendments, final adoption of Chapter 234: Lead Testing in School Drinking Water Rule, a provisionally adopted major substantive rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention that was submitted to the Legislature for review. The resolve directs the department to amend its rules to decrease the lead level from 15 parts per billion to four parts per billion, remove the maximum number of hours a water sample may have been motionless prior to the collection of samples, provide that excessive flushing of pipes may not take place immediately prior to the minimum eight-hour nonusage period in order to ensure that the sample represents a period of normal use and reduce the number of days that schools have to provide public notice.

LD 265 An Act To Provide Women Access to Affordable Postpartum Care

ENACTED LAW SUMMARY

Public Law 2021, chapter 461 extends the period of time following delivery of a baby that a woman may be eligible for services under MaineCare. Specifically, it provides that MaineCare coverage must be extended beyond the current requirement of 60 days postpartum to a woman whose family's income is equal to or below 200% of the nonfarm income official poverty line and a woman who is a noncitizen legally admitted to the United States as follows:

1. From January 1, 2022 until June 30, 2022, a qualified woman is covered up to six months following delivery;
2. From July 1, 2022 until June 30, 2023, a qualified woman is covered up to nine months following delivery; and
3. From July 1, 2023 until December 31, 2026, a qualified woman is covered up to 12 months following delivery.

The law directs the Department of Health and Human Services to submit a waiver or state plan amendment request no later than January 1, 2022 to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services to implement the provisions of this legislation that extend MaineCare. The department is required to take all reasonable and necessary steps to seek approval of the waiver or state plan amendment. The law also requires the department to report annually to the joint standing committee of the Legislature having jurisdiction over health and human services matters, beginning February 1, 2023 and until February 1, 2026, about the extension of postpartum coverage to 12 months and authorizes the committee to report out legislation related to each report.

ENACTED LAW SUMMARIES

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

LD 269 An Act To Prohibit Smoking in Bus Shelters

ENACTED LAW SUMMARY

Public Law 2021, chapter 57 clarifies that bus shelters are considered enclosed public spaces where smoking is prohibited.

LD 330 An Act To Improve the Process of Disposal of Hospice Medications Used in the Home

ENACTED LAW SUMMARY

Public Law 2021, chapter 193 requires the Department of Health and Human Services to establish minimum criteria for the written policy for medication disposal that is required for use by hospice providers who provide services in the home. The written policy must include guidance that a care plan may include controlled substances, safe use and storage of controlled substances, documentation that the family is expected to dispose of any medications after the death of the client, information on safe disposal, return envelopes or other appropriate disposal kits and advance notice that the hospice provider will be contacting the family after death with a reminder that the family is expected to dispose of medications. The hospice provider must retain signed documentation that the written policy was provided and discussed. The hospice provider is required to send a letter within 30 days of the death of the patient reminding the family of the disposal policy.

LD 335 An Act To Clarify Requirements for Criminal History Record Checks Pursuant to the Federal Family First Prevention Services Act

ENACTED LAW SUMMARY

The federal Family First Prevention Services Act requires fingerprint-based background checks of staff of any “child-care institution, including a group home, residential treatment center, shelter or other congregate care setting.” Public Law 2021, chapter 42 requires the background check requirements in Maine law to also apply to emergency children’s shelters, shelters for homeless children and any group home that provides care for children to conform to the federal law.

Public Law 2021, chapter 42 was enacted as an emergency measure effective May 5, 2021.

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

LD 376 Resolve, To Increase Certain Chiropractic Reimbursement Rates under the MaineCare Program

ENACTED LAW SUMMARY

Resolve 2021, chapter 111 requires the Department of Health and Human Services, by January 1, 2022, to amend its rules in Chapter 101: MaineCare Benefits Manual, Chapter III, Section 15 to increase reimbursement rates for chiropractic services for manipulative treatments under procedure codes 98940, 98941 and 98942 to no less than 70% of the federal Medicare reimbursement rate for these services as long as the rate is no lower than the rate reimbursed as of January 1, 2021. If the department conducts a rate study of chiropractic services for manipulative treatments, the department may adopt new rates.

LD 450 Resolve, To Increase Public Awareness Regarding Bone Marrow Donation

ENACTED LAW SUMMARY

Resolve 2021, chapter 17 directs the Department of Health and Human Services to post to its publicly accessible website informational and educational materials, including a downloadable pamphlet, regarding bone marrow donation through the national marrow donor program to increase awareness of bone marrow donation.

LD 475 Resolve, To Create the Frequent Users System Engagement Collaborative

ENACTED LAW SUMMARY

Resolve 2021, chapter 23 establishes the Frequent Users System Engagement Collaborative in order to develop a plan to provide stable housing and community services to 200 persons who are homeless or at risk of homelessness who are the most frequent consumers of high-cost services, such as psychiatric hospitals, emergency shelters, emergency rooms, police, jails and prisons. The collaborative must submit a report to the Joint Standing Committee on Health and Human Services no later than January 1, 2022, on its plan and recommendations. The committee is authorized to report out legislation to the Second Regular Session of the 130th Legislature related to the report.

Resolve 2021, chapter 23 was finally passed as an emergency measure effective June 8, 2021.

LD 488 Resolve, To Expand Recovery Community Organizations throughout Maine

ENACTED LAW SUMMARY

Resolve 2021, chapter 46 requires the Department of Health and Human Services to give preference in awarding contracts for recovery community centers to counties that do not have a

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

state-funded recovery community center or other recovery community center until every county has a center. It requires the department to give periodic updates to the Joint Standing Committee on Health and Human Services.

Resolve 2021, chapter 46 was finally passed as an emergency measure effective June 11, 2021.

LD 497 Resolve, To Direct the Department of Health and Human Services To Report on Child Abuse Prevention Efforts To Implement the Family First Prevention Services Act

ENACTED LAW SUMMARY

Resolve 2021, chapter 24 directs the Department of Health and Human Services, no later than January 15, 2022, to report on its child abuse prevention work undertaken as part of implementing the federal Family First Prevention Services Act.

LD 529 Resolve, To Direct the Department of Health and Human Services To Review the Needs of Persons with Low-incidence Health Conditions

ENACTED LAW SUMMARY

Resolve 2021, chapter 22 directs the Department of Health and Human Services to conduct a review of the needs of persons with low-incidence health conditions and develop a plan to address the unmet needs of those persons. It directs the department to submit its report to the Joint Standing Committee on Health and Human Services no later than January 15, 2022 and authorizes the committee to report out legislation relating to the report to the Second Regular Session of the 130th Legislature.

LD 559 An Act To Improve the Rights and Basic Protections of Persons with Acquired Brain Injuries

ENACTED LAW SUMMARY

Public Law 2021, chapter 284 adds references to persons with acquired brain injuries to laws providing rights and basic protections to persons with intellectual disabilities or autism, including laws governing grievance procedures. It directs the Commissioner of Health and Human Services to convene a task force to develop and recommend rules and procedures regarding the rights and basic protections of persons with acquired brain injuries. It also requires the commissioner to report the findings and recommendations of the task force to the Joint Standing Committee on Health and Human Services by January 2, 2022. It authorizes the committee to report out legislation to the Second Regular Session of the 130th Legislature related to the report submitted by the task force established in this legislation. It also directs the Department of Health and Human

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

Services to adopt routine technical rules relating to the rights and protections of persons with acquired brain injuries no later than July 1, 2022.

Public Law 2021, chapter 284 was enacted as an emergency measure effective June 20, 2021.

LD 577 Resolve, Regarding Legislative Review of Chapter 6: Crisis Prevention and Intervention Services, a Major Substantive Rule of the Department of Health and Human Services, Office of Aging and Disability Services

ENACTED LAW SUMMARY

Resolve 2021, chapter 12 provides for legislative review of Chapter 6: Crisis Prevention and Intervention Services, a major substantive rule of the Department of Health and Human Services, Office of Aging and Disability Services. The rule requires the department to maintain sufficient capacity to offer statewide in-home and out-of-home crisis prevention and intervention services for adults with intellectual disabilities, acquired brain injury, and autism spectrum disorders. The rule specifies requirements for service locations, transportation, 24/7 dedicated crisis telephone intake service, crisis management, placements, emergency transitional housing, post-crisis services, training, and data collection and reporting.

Resolve 2021, chapter 12 was finally passed as an emergency measure effective May 5, 2021.

LD 578 Resolve, Regarding Legislative Review of Portions of Chapter 113: Regulations Governing the Licensing and Functioning of Assisted Housing Programs: Infection Prevention and Control, a Major Substantive Rule of the Department of Health and Human Services, Division of Licensing and Certification

ENACTED LAW SUMMARY

Resolve 2021, chapter 13 provides for legislative review of portions of Chapter 113: Regulations Governing the Licensing and Functioning of Assisted Housing Programs: Infection Prevention and Control, a major substantive rule of the Department of Health and Human Services, Division of Licensing and Certification. The rule requires all facilities to establish, implement and maintain an Infection Prevention and Control Plan (IPCP) to control the transmission of infectious diseases among residents, staff, visitors and others providing services.

Resolve 2021, chapter 13 was finally passed as an emergency measure effective May 5, 2021.

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

LD 590 An Act To Require MaineCare Coverage for Ostomy Equipment

ENACTED LAW SUMMARY

Public Law 2021, chapter 467 requires the Department of Health and Human Services to amend its rules in Chapter 101: MaineCare Benefits Manual, Chapter II, Section 60 to reimburse ostomy equipment and supplies at no less than 85% of the federal Medicare reimbursement rate as long as the rate is no lower than the rate reimbursed by the department as of January 1, 2021. It also provides reimbursement for ostomy equipment and supplies when prescribed or recommended by an authorized health care practitioner, not just a physician.

LD 595 Resolve, To Ensure That Access to Oral and Facial Ambulatory Surgical Centers in Maine Remains Viable

ENACTED LAW SUMMARY

Resolve 2021, chapter 112 directs the Department of Health and Human Services to amend its reimbursement rate under the MaineCare program for dental code 41899 to \$1,250 for freestanding ambulatory surgical centers performing procedures on the dentoalveolar structure.

Resolve 2021, chapter 112 was finally passed as an emergency measure effective July 15, 2021.

LD 606 An Act Regarding the Child Protection System

ENACTED LAW SUMMARY

Public Law 2021, chapter 110 provides that the Department of Health and Human Services may cooperate and coordinate with service providers throughout the period of time the department is involved with a family and child. It requires the department to establish and maintain a policy that requires caseworkers to receive information throughout the period of time the department is involved with a family and child directly from the providers in order to coordinate resources and inform the risk and safety assessment of the child. It requires the Department of Health and Human Services, Office of Child and Family Services to report to the Joint Standing Committee on Health and Human Services by March 1, 2022 on the policy and authorizes the committee to report out legislation related to the Child and Family Services and Child Protection Act to the Second Regular Session of the 130th Legislature.

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

LD 727 Resolve, To Eliminate the Asset Test for the Supplemental Nutrition Assistance Program

ENACTED LAW SUMMARY

Resolve 2021, chapter 115 requires the Department of Health and Human Services, by January 1, 2022, to amend its rules to remove asset tests for applicants to and recipients of assistance under the food supplement program, also known as the Supplemental Nutrition Assistance Program.

LD 745 Resolve, Directing the Maine Vaccine Board To Review and Make Recommendations Regarding Expanding the Universal Childhood Immunization Program To Include Adults

ENACTED LAW SUMMARY

Resolve 2021, chapter 90 directs the Maine Vaccine Board to convene a stakeholder group to review and make recommendations regarding expanding the Universal Childhood Immunization Program to include adults. It also requires a report to the Joint Standing Committee on Health and Human Services no later than December 1, 2021 and authorizes the committee to report out legislation related to the report.

LD 783 An Act Regarding the Membership of the Sexual Assault Forensic Examiner Advisory Board

ENACTED LAW SUMMARY

Public Law 2021, chapter 118 adds to the membership of the Sexual Assault Forensic Examiner Advisory Board an additional sexual assault nurse examiner and one representative of law enforcement. It also clarifies that one member is a representative from a sexual assault support center and changes the member representing the State Board of Nursing to a member representing a school of nursing.

LD 784 An Act To Amend the Law Governing Approval Authority over and Oversight of Certified Nursing Assistant Educational Programs

ENACTED LAW SUMMARY

Public Law 2021, chapter 81 simplifies requirements for approval of educational programs for certified nursing assistants that are carried out by health care facilities by removing the requirement that health care facilities seeking approval must demonstrate that an educational institution cannot also provide such a program within 30 days of the application. Programs carried out by health care facilities must still be approved by the Department of Health and Human Services consistent

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

with the curriculum approved by State Board of Nursing and must still fulfill all standards established by the department and by the board.

LD 792 An Act To Make Technical Changes to the Eligibility Provisions of the Higher Opportunity for Pathways to Employment Program

ENACTED LAW SUMMARY

Public Law 2021, chapter 149 provides that a participant's or applicant's participation in the Higher Opportunity for Pathways to Employment Program must be approved if that participant's or applicant's field or occupation is identified as providing opportunity for employment in a high-wage, in-demand job or a job with an annual job opening rate of at least 10% as determined by the Center for Workforce Research and Information within the Department of Labor. It also provides that, if the applicant's or participant's education plan does not provide such an opportunity, the plan must be approved by the Commissioner of Health and Human Services or the commissioner's designee if it results in a postsecondary certificate, degree or similar credential universally recognized and accepted by a trade or industry or a similarly accepted degree or credential that will likely substantially improve the participant's earnings and benefits.

LD 799 An Act To Amend the Procedures for Veterinarians in the Controlled Substances Prescription Monitoring Program

ENACTED LAW SUMMARY

Public Law 2021, chapter 83 delays until July 1, 2025 the implementation of the requirement that a veterinarian whose scope of practice includes prescribing a benzodiazepine or an opioid medication prescribe all benzodiazepine or opioid medication electronically.

LD 819 An Act To Reduce Lung Cancer Rates in Maine by Creating a Voluntary Radon Testing and Mitigation Program for Landlords, Homeowners and Home Builders

ENACTED LAW SUMMARY

Public Law 2021, chapter 470 establishes the Maine Gold Standard for Radon Testing and Mitigation Initiative within the Department of Health and Human Services to reward, recognize, promote and assist, with a gold standard designation, landlords, homeowners and home builders who participate in radon testing and mitigation activities.

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

LD 822 An Act To Affirm That Food Seeds Are a Necessity in Maine

ENACTED LAW SUMMARY

Public Law 2021, chapter 175 adds seeds to the definitions of "necessities" in the law in Title 10 prohibiting profiteering during supply disruptions.

LD 837 An Act To Amend the Child and Family Services and Child Protection Act

ENACTED LAW SUMMARY

Public Law 2021, chapter 176 combines the provisions in LD 837 with those in two other Department of Health and Human Services bills regarding the child protection system, LDs 760 and 762. The law:

1. Amends the definition of "abuse or neglect" and enacts a definition for "child sex trafficking" within the Child and Family Services and Child Protection Act to ensure the State is in compliance with the federal Child Abuse Prevention and Treatment Act, as amended by Public Law 115-271;
2. Amends definitions in the Child and Family Services and Child Protection Act to update cross-references and to ensure the Department of Health and Human Services has the authority to intervene in situations involving truancy under the Maine Revised Statutes, Title 20-A when truancy is the result of neglect by a person responsible for the child; and
3. Provides clarifying language in the Child and Family Services and Child Protection Act regarding what may be considered a child protective record for purposes of disclosure. This change allows the Department of Health and Human Services to determine that documents in child protective records that were not originated by the department are not child protective records for the purposes of disclosure.

LD 854 An Act To Ensure Continued Health-related Services for Children To Access Education

ENACTED LAW SUMMARY

Public Law 2021, chapter 227 provides reimbursement under MaineCare for health-related services provided to children from birth to five years of age that are necessary to access education. The law requires the Department of Health and Human Services to adopt a new rule that is consistent with federal law to implement the reimbursement of health-related services. The initial rule is major substantive and any subsequent rules are routine technical. The major substantive rule must be provisionally adopted and submitted to the Legislature for review no later than

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

January 13, 2023. It requires stakeholder groups to be convened as necessary and prior to rule-making activity.

Public Law 2021, chapter 227 was enacted as an emergency measure effective June 16, 2021.

LD 869 Resolve, Directing the Department of Health and Human Services To Review the Progressive Treatment Program and Processes by Which a Person May Be Involuntarily Admitted to a Psychiatric Hospital or Receive Court-ordered Community Treatment

ENACTED LAW SUMMARY

Resolve 2021, chapter 60 directs the Commissioner of Health and Human Services to convene a stakeholder group of interested parties to review the progressive treatment program under the Maine Revised Statutes, Title 34-B, section 3873-A and to review for efficiency and effectiveness the processes by which a person may be involuntarily admitted to a psychiatric hospital or receive court-ordered community treatment pursuant to Title 34-B, chapter 3, subchapter 4, article 3. The commissioner is directed to submit a report with recommendations to the Joint Standing Committee on Health and Human Services no later than December 1, 2021. The committee may report out legislation to the Second Regular Session of the 130th Legislature related to the recommendations of the report.

Resolve 2021, chapter 60 was finally passed as an emergency measure effective June 15, 2021.

LD 958 Resolve, Directing the Department of Health and Human Services To Conduct a Review of Rules Governing In-home Personal Care Assistance Services

ENACTED LAW SUMMARY

Resolve 2021, chapter 117 requires the Department of Health and Human Services to review its statutory and regulatory authority over home care agencies that provide direct care services in the home to assist individuals with the activities of daily living and instrumental activities of daily living. The review must examine whether the department has sufficient oversight and enforcement authority over agencies, employees and independent contractors and caregivers to ensure the appropriate quality and safety of individuals receiving home care services. The department is directed to include providers, consumers, direct care workers, the long-term care ombudsman and other interested parties in the review process. The department shall submit a report, no later than January 15, 2022, to the Joint Standing Committee on Health and Human Services with recommendations. The committee is authorized to report out legislation related to the report. The resolve includes an appropriation to increase an existing contract to ensure successful research, coordination, facilitation and report writing.

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

LD 964 An Act To Expand Access to Certified Substance Use Disorder Recovery Residence Services

ENACTED LAW SUMMARY

Public Law 2021, chapter 472 requires recovery residences to be certified according to the standards set by a nationally recognized organization that supports persons recovering from substance use disorder, as of July 1, 2022, in order to receive contracts from the Department of Health and Human Services, to receive housing vouchers provided through the Maine State Housing Authority or to receive municipal general assistance housing assistance from a person living in a recovery residence. A person residing in a recovery residence that is not certified may receive housing assistance in the general assistance program for one 30-day period and the overseer of the municipality is required to inform the person that the law requires certification of the recovery residence for housing assistance in the general assistance program. It includes an appropriation that increases a current contract to allow for the certification of the recovery residences.

Public Law 2021, chapter 472 also requires the Department of Health and Human Services to change its rules to establish appropriate maximum housing assistance levels for eligible persons residing in recovery residences that take into account the additional costs of providing recovery residences compared to other shared housing arrangements as well as the fair market rents established by the United States Department of Housing and Urban Development that are used to establish maximum housing assistance levels under the general assistance program.

LD 1009 Resolve, To Create the Working Group To Design Jail Resource Navigator Services for Maine County Jails

ENACTED LAW SUMMARY

Resolve 2021, chapter 100 establishes the Working Group To Design Jail Resource Navigator Services for Maine County Jails to make recommendations about a design for county jail resource navigator services that will support all county jails in Maine with needed resources and services, including but not limited to health care, mental health care and substance use disorder treatment for persons who are incarcerated. The working group must also research federal, state or other funding to sustain these programs within an independent statewide nonprofit organization. The working group must, no later than January 15, 2023, submit a report to the Joint Standing Committee on Criminal Justice and Public Safety. That committee is authorized to report out legislation related to the report to the First Regular Session of the 131st Legislature.

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

LD 1064 An Act To Advance Palliative Care Utilization in the State

ENACTED LAW SUMMARY

Public Law 2021, chapter 438 directs the Department of Health and Human Services to provide reimbursement under the MaineCare program for palliative care for the entire interdisciplinary team as appropriate to the plan of care, regardless of setting, including hospitals, nursing homes, outpatient clinics and home care providers. The department shall use national standards in developing a MaineCare methodology for reimbursement and must consider the Clinical Practice Guidelines for Quality Palliative Care developed by the National Coalition for Hospice and Palliative Care. The department shall periodically convene a stakeholder group to advise the department on educational materials and outreach so that providers of palliative care understand the reimbursement system and rules. The department shall submit any necessary state plan amendments to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services.

LD 1069 An Act To Provide Program Solvency, Clarity, Consistency and Flexibility in Routine Public Health Licensing Activities

ENACTED LAW SUMMARY

Public Law 2021, chapter 125 makes the following changes to the laws governing the licensing activities of the Department of Health and Human Services.

1. It corrects a conflict regarding municipal fees in the Maine Revised Statutes, Title 22, sections 2494 and 2499.
2. It makes changes to require a complete application to operate any eating establishment, lodging place, recreational camp, youth camp, campground, public pool or public spa, to remove the 90-day conditional license period and replace it with a conditional license period of up to one year and to limit issuance of a conditional license to only one per applicant.
3. It updates the laws governing eating establishments, lodging places, recreational camps, youth camps, campgrounds, public pools and public spas to detain or embargo food found to be adulterated or misbranded.
4. It repeals the law establishing the Maine Wild Mushroom Harvesting Certification Program.
5. It clarifies the chapter headnote of Title 22, chapter 562, including public pools, public spas, lodging places and sporting camps, and adds or clarifies definitions for “youth camp,” “indirect compensation,” “recreational camp,” “sporting camp,” “lodging place” and “permanent residence” under that chapter.

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

6. It updates the laws regulating electrologists and tattoo artists, persons licensed to practice micropigmentation and persons licensed to practice body piercing to require payment of all license fees, including late fees and additional inspection fees, allow issuance of conditional licenses, provide penalties for violations and add provisions regarding right of entry and inspection frequency consistent with other license types. It also updates and clarifies the definition of “micropigmentation.”

LD 1113 Resolve, To Direct the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations To Study and Propose Solutions to Disparities in Access to Prenatal Care in the State

ENACTED LAW SUMMARY

Resolve 2021, chapter 71 directs the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations to study disparities in access to prenatal care in the State. It authorizes the commission to submit legislation that serves to create equity in access to prenatal care in the State to the Second Regular Session of the 130th Legislature and allows the members of the commission to be reimbursed for their expenses incurred in this work. It requires the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations to submit a report, no later than January 15, 2022, to the Joint Standing Committee on Health and Human Services. It authorizes the committee to report out legislation to the Second Regular Session of the 130th Legislature related to the report.

LD 1262 Resolve, Directing the Department of Health and Human Services To Develop a Comprehensive Statewide Strategic Plan To Serve Maine People with Behavioral Health Needs throughout Their Lifespans

ENACTED LAW SUMMARY

Resolve 2021, chapter 80 requires the Department of Health and Human Services and a variety of other interested parties and stakeholders to develop a vision and comprehensive statewide strategic plan to serve people in the State with behavioral health needs throughout their lifespans. The plan must be submitted, no later than December 7, 2022, to the Joint Standing Committee on Health and Human Services. The committee is authorized to report out legislation based upon the plan to the First Regular Session of the 131st Legislature.

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

LD 1305 Resolve, To Increase Collaboration between the Maine State Housing Authority and the Department of Health and Human Services

ENACTED LAW SUMMARY

Resolve 2021, chapter 87 directs the Department of Health and Human Services and the Maine State Housing Authority to collaborate to maximize access to housing assistance for recipients of services from the department and maximize access to assistance programs administered by the department for recipients of housing assistance from the authority or its grantees.

LD 1333 An Act Concerning the Controlled Substances Prescription Monitoring Program and the Dispensing of Naloxone Hydrochloride by Emergency Medical Services Providers

ENACTED LAW SUMMARY

Public Law 2021, chapter 161 accomplishes the following:

1. It authorizes emergency medical services persons, ambulance services and nontransporting emergency medical services to dispense naloxone hydrochloride to an individual who is at risk of experiencing an opioid-related drug overdose or to the individual's immediate family, a friend of the individual or another person in a position to assist the individual; and
2. It authorizes the chief medical officer, medical director or other administrative prescriber employed by a federally qualified health center or group practice to access prescription monitoring information pursuant to the Controlled Substances Prescription Monitoring Program when the access relates to the prescriptions written by the prescribers employed at the center or practice.

Public Law 2021, chapter 161 was enacted as an emergency measure effective June 11, 2021.

LD 1344 An Act To Clarify the Authority of the Department of Health and Human Services during a Public Health Emergency

ENACTED LAW SUMMARY

Public Law 2021, chapter 349 allows the Department of Health and Human Services to impose administrative fines and license suspensions for violations of department rules regarding disease control and public health emergencies. The department is also authorized to close a business or entity when that business or entity directly and repeatedly violates public health control measures during an extreme public health emergency.

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

LD 1392 An Act Directing the Maine Center for Disease Control and Prevention To Release Annually Public Health Data Regarding Certain Fatalities and Hospitalizations

ENACTED LAW SUMMARY

Public Law 2021, chapter 369 requires the Director of the Maine Center for Disease Control and Prevention within the Department of Health and Human Services to annually report on public health data concerning firearm fatalities separated by homicides, including the number of domestic violence homicides, suicides and unintentional discharges, further separated by the ages of the victims of each category, and hospitalizations that occurred as a result of a firearm that did not result in death and to make the report publicly available. It directs the Commissioner of Public Safety, the Office of Chief Medical Examiner, the Office of the Attorney General and the Maine Health Data Organization to assist the director with the required data collection. It also adds unintentional and intentional firearm discharges as a type of category of data contained in uniform crime reports required by the Department of Public Safety, State Bureau of Identification.

LD 1469 Resolve, To Provide Add-on Payments for Ambulance Services Reimbursed by the MaineCare Program and To Increase Reimbursement Rates for Physical Therapy under the MaineCare Program

ENACTED LAW SUMMARY

Resolve 2021, chapter 118 requires the Department of Health and Human Services to amend rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 5 no later than October 1, 2021 to provide add-on payments for ambulance services that are based on the same geographic urban, rural and super rural zip codes that are used for Medicare ambulance reimbursement. It also requires the department to convene a work group to consider the feasibility and cost of implementing cost-based reimbursement for ambulance services provided under the MaineCare program.

Resolve 2021, chapter 118 also adjusts the reimbursement rates for physical therapy services under Department of Health and Human Services rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 85 to 57% of the federal Medicare reimbursement rate no later than October 1, 2021 as long as the rate is no lower than the rate in effect on January 1, 2021.

LD 1470 Resolve, Regarding Reimbursement for Providing Inpatient Care to Individuals with Acute Mental Health Care Needs

ENACTED LAW SUMMARY

Resolve 2021, chapter 119 requires the Department of Health and Human Services to amend its rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 45.03 to provide reimbursement for patients discharged from Southern Maine Health Care's psychiatric inpatient

ENACTED LAW SUMMARIES

130TH FIRST REGULAR AND FIRST SPECIAL SESSIONS – 2021

Page 19 of 23

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

unit in the amount of \$10,166 per distinct discharge; the amended rule must be submitted to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services in time for the increased rate of reimbursement to apply from October 1, 2021.

The resolve directs the Department of Health and Human Services to seek and apply for federal funds and funds from any other sources to pay the costs of providing psychiatric services to uninsured patients. It also directs the department to submit a report to the Joint Standing Committee on Health and Human Services regarding the progress the department has made in developing a reimbursement rate to provide inpatient psychiatric care under its rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 45.03. The committee is authorized to report out legislation related to the report to the Second Regular Session of the 130th Legislature.

LD 1490 An Act To Improve Home and Community-based Services for Adults with Intellectual Disabilities, Autism, Brain Injury and Other Related Conditions

ENACTED LAW SUMMARY

Public Law 2021, chapter 321 makes the following changes to the Department of Health and Human Services' system of care for adults with intellectual disabilities, autism, brain injury and other related conditions.

1. It renames "system of care" the "system of services and support."
2. It requires the department to post quarterly reports on the department's publicly accessible website, for each home and community-based services waiver from the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services in which the State participates, data on how many persons were served, how many persons were on the waiting list for services, by prioritization category when applicable, and one or more indicators of the length of time that persons are on the waiting list.
3. It requires the commissioner to include in the development of the department's biennial plan for services to persons with intellectual disabilities and autism, the participation of persons with intellectual disabilities, autism, brain injury and other related conditions. Participation must reflect a diversity of ethnicity, race and gender.
4. It authorizes the Joint Standing Committee on Health and Human Services to introduce a bill in each session of the Legislature rather than biennially.

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

LD 1548 Resolve, To Alleviate the Disproportionate Impact of COVID-19 and Public Health Outcomes

ENACTED LAW SUMMARY

Resolve 2021, chapter 91 directs the Department of Health and Human Services to collaborate with the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations to determine the appropriate levels of funding needed by historically disadvantaged communities, including the federally recognized Indian tribes, nations and bands in the State, in order to build community-based infrastructure and achieve health equity and to determine the levels of federal funding allocated to the State in any federal law that provided stimulus funds due to the ongoing pandemic related to COVID-19 that are available to support historically disadvantaged communities. It requires the department to submit a report to the Joint Standing Committee on Health and Human Services no later than January 15, 2022 describing the findings of the department and the commission. The committee may submit legislation related to the report to the Second Regular Session of the 130th Legislature.

LD 1603 An Act To Implement the Recommendations of the Committee To Study the Feasibility of Creating Basic Income Security

ENACTED LAW SUMMARY

Public Law 2021, chapter 405 reestablishes the Committee to Study the Feasibility of Creating Basic Income Security to continue the work of the previous study committee. The legislation directs the study committee to examine and make recommendations about the feasibility and economic impact and poverty reduction effect of providing basic income security through a direct cash payment system and other programs designed to help individuals and families become more economically secure. The legislation authorizes the committee to seek funding contributions to fully fund the costs of the study including the hiring of an outside consultant to conduct a feasibility study or to provide the committee with additional staffing needs, if funding permits. It allows the committee to use the balances from the study authorized in Resolve 2019, chapter 82.

LD 1624 Resolve, To Create a Stakeholder Group To Identify the Needs of Long-term Care Family Caregivers

ENACTED LAW SUMMARY

Resolve 2021, chapter 50 requires the long-term care ombudsman program to establish a stakeholder group to consider and make recommendations for the implementation of an assessment measure for the needs of family caregivers providing long-term care services to family members, to establish a plan to improve referrals to services and to submit a report to the Joint Standing Committee on Health and Human Services no later than January 2, 2022. The committee is

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

authorized to report out legislation to the Second Regular Session of the 130th Legislature related to the report.

Resolve 2021, chapter 50 was finally passed as an emergency measure effective June 11, 2021.

LD 1649 An Act To Make the Shared Living Program Accessible for Persons with Intellectual Disabilities or Autism

ENACTED LAW SUMMARY

Public Law 2021, chapter 187 broadens the use of the contingency fund under the Maine Revised Statutes, Title 34-B, section 5437 to include any adult with intellectual disabilities or autism who qualifies for services under Title 34-B, chapter 5. Previously, expenditures from the contingency fund were limited to persons living in particular settings.

LD 1653 Resolve, Regarding Legislative Review of Chapter 124: Emergency Medical Services Personnel Reporting Rule, a Late-filed Major Substantive Rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention

ENACTED LAW SUMMARY

Resolve 2021, chapter 51 authorizes the adoption of Chapter 124: Emergency Medical Services Personnel Reporting Rule, a major substantive rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention that was filed outside the legislative rule acceptance period.

Resolve 2021, chapter 51 was finally passed as an emergency measure effective June 11, 2021.

LD 1712 An Act To Support Children's Healthy Development and School Success

ENACTED LAW SUMMARY

Public Law 2021, chapter 457 accomplishes the following.

1. It establishes the Help Maine Grow System in the Department of Health and Human Services. The system is a comprehensive, statewide, coordinated system of early identification, referral and follow-up for children from prenatal care up to eight years of age and their families. The system ensures access to early periodic screening, diagnosis and treatment services and related services to promote healthy development and develop a coordinated system of screening, referral and services. The law establishes the position of coordinator of the system to work collaboratively across offices within the department, the Children's Cabinet, the Department of Education and other applicable departments. The department must submit annual reports to

JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

the joint standing committees of the Legislature having jurisdiction over health and human services and education matters.

2. It establishes the First 4 ME Early Care and Education Program under the Department of Health and Human Services to provide comprehensive, high-quality early child care and education services for at-risk children under six years of age who have not entered kindergarten and the children's parents by funding projects that integrate comprehensive resources and services with traditional child care center and family child care settings. The projects are sponsored by coalitions of stakeholders, providers and other community members within the communities that the projects serve. Each project is led and coordinated by a community contractor who staffs the project's operations and contracts with community providers to provide health care, education or parenting services, which may include services provided in a licensed child care center or by a licensed family child care provider, in a home visit or by an individual providing services to a family member within the individual's or family member's residence. The community contractor employs or contracts with community coaches who train and provide support to community providers. The department is directed to seek and apply for available federal funds or funds from any other sources to pay the costs of projects under the program and, to the maximum extent possible, use state funds received for the projects to maximize receipt of federal funds to be used for the projects. This legislation directs the department to request proposals for up to five pilot projects to implement the program and to report to the Legislature on the progress of the pilot projects toward the objectives, goals and intended outcomes of the projects in 2025.

LD 1718 An Act To Establish the Accidental Drug Overdose Death Review Panel

ENACTED LAW SUMMARY

Public Law 2021, chapter 292 establishes the Accidental Drug Overdose Death Review Panel, within the Office of the Attorney General, to review a subset of deaths caused by accidental drug overdoses and to recommend to state, county and local agencies methods of preventing deaths as the result of accidental drug overdoses including modification or enactment of laws, rules, policies and procedures.

Public Law 2021, chapter 292 was enacted as an emergency measure effective June 21, 2021.