

MAINE STATE LEGISLATURE

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



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



L.D.

DATE: 3-25-02

(Filing No. H-1008)

HEALTH AND HUMAN SERVICES

Reproduced and distributed under the direction of the Clerk of the House.

STATE OF MAINE
HOUSE OF REPRESENTATIVES
120TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1671, "Joint Study Order to Study the Creation of a Registry of Personal Care Attendants"

Amend the order by striking out everything from the first indented paragraph to the end and inserting in its place the following:

'ORDERED, the Senate concurring, that the Task Force to Study the Creation of a Registry of Direct Support Professionals is established as follows.

1. Task force established. The Task Force to Study the Creation of a Registry of Direct Support Professionals, referred to in this order as the "task force," is established.

2. Task force membership. The task force consists of 13 members appointed and invited as follows:

A. The President of the Senate shall appoint 2 Senators, with preference given to members of the Joint Standing Committee on Health and Human Services. The President of the Senate shall invite the participation of one person representing providers of services to persons with mental retardation; the Attorney General or a designee of the Attorney General; and the Commissioner of Behavioral and Developmental Services or a designee of the commissioner; and

B. The Speaker of the House shall appoint 5 members of the House, with preference given to members of the Joint

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 1671

2 Standing Committee on Health and Human Services. The
3 Speaker of the House shall invite the participation of one
4 member of the public who represents families of persons with
5 mental retardation; the Commissioner of Human Services or a
6 designee of the commissioner; and the Long-term Care
7 Ombudsman or a designee of the ombudsman.

8 **3. Task force chairs.** The first named Senator is the
9 Senate chair of the task force and the first named member of the
10 House is the House chair of the task force.

11 **4. Appointments; convening of task force.** All appointments
12 must be made no later than 30 days following the passage of this
13 order. The appointing authorities shall notify the Executive
14 Director of the Legislative Council once all appointments have
15 been made. When the appointment of all members has been
16 completed, the chairs of the task force shall call and convene
17 the first meeting of the task force, which must be no later than
18 June 1, 2002.

19 **5. Meetings; duties.** The task force may meet up to 5
20 times. The task force shall hold its meetings at various
21 locations in the State, to be determined by the chairs. The task
22 force shall gather information and request necessary data from
23 public and private entities in order to assess the need for a
24 registry of direct support professionals who work with persons
25 with mental retardation and may review the operation of the
26 existing Maine Registry of Certified Nursing Assistants, pursuant
27 to the Maine Revised Statutes, Title 22, section 1812-G.

28 **6. Staff assistance.** Upon approval of the Legislative
29 Council, the Office of Policy and Legal Analysis shall provide
30 necessary staffing services to the task force.

31 **7. Compensation.** Members of the task force who are
32 Legislators are entitled to receive the legislative per diem and
33 reimbursement for travel and other necessary expenses related to
34 their attendance at authorized meetings of the task force.
35 Public members not otherwise compensated by their employers or
36 other entities that they represent are entitled to receive
37 reimbursement of necessary expenses for their attendance at
38 authorized meetings of the task force.

39 **8. Report.** The task force shall submit a report that
40 includes its findings and recommendations, including suggested
41 legislation, to the Joint Standing Committee on Health and Human
42 Services and the Legislative Council no later than November 6,
43 2002. The task force is not authorized to submit legislation.
44 Following receipt and review of the report, the committee may

report out a bill to the First Regular Session of the 121st
Legislature.

9. Extension. If the task force requires a limited extension of time to complete its study and make its report, it may apply to the Legislative Council, which may grant an extension. Upon submission of its required report, the task force terminates.

10. Budget. The chairs of the task force, with assistance from the task force staff, shall administer the task force's budget. Within 10 days after its first meeting, the task force shall present a work plan and proposed budget to the Legislative Council for approval. The task force may not incur expenses that would result in the task force's exceeding its approved budget. Upon request from the task force, the Executive Director of the Legislative Council shall promptly provide the task force chairs and staff with a status report on the task force's budget, expenditures incurred and paid and available funds.'

SUMMARY

This amendment expands the membership of the Task Force to Study the Creation of a Registry of Direct Support Professionals from 9 to 13, updates language regarding persons with mental retardation and expands the duties of the task force to include reviewing the operation of the existing Maine Registry of Certified Nursing Assistants, pursuant to the Maine Revised Statutes, Title 22, section 1812-G.