

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES (Filing No. H-295)
110TH LEGISLATURE
FIRST REGULAR SESSION

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 796,
L.D. 950, Bill, "AN ACT to Remove Private Babysitting Arrange-
ments from the Jurisdiction of the Department of Human Services."

Amend the amendment in section 2 by inserting at the end
the following underlined sentence: 'Providers of home day care
who do not receive federal or state funds may choose to be licensed,
under rules promulgated by the department according to section
8302; if they do not, they shall be registered in accordance with
section 8305.'

Further amend the amendment in section 3, in that part
designated "§8305." subsection 1 by inserting after the first
paragraph the following:

'A. The home day care provider is at least 18 years of age;'

Further amend the amendment in section 3, in that part
designated "§8305." subsection 1, by relettering paragraphs A,
B, C, D and ^E/to be paragraphs B, C, D, E and F.

Further amend the amendment in section 3 in that part
designated "§8305." subsection 1, paragraph B, by striking out
subparagraphs (1), (2) and (3) and inserting in their place
the following:

- ' (1) Comes from an approved source; or
- (2) Has been tested on an annual basis for bacteriological agents, nitrates and nitrites and every 3 years for chemical and mineral contamination by the Division of Health Engineering or a laboratory approved by the department;'

Further amend the bill in section 3 in that part designated "§8305." subsection 1, by striking out all of paragraph E and inserting in its place the following:

' F. The provider or other residents of the home has never been convicted of child abuse or neglect as defined in section 4002, or had parental rights terminated as provided chapter 1071, in/the Child and Family Services and Child Protection Act.'

Statement of Fact

The amendment clarifies that home day care providers must be registered, but may choose to be licensed. In addition, it requires that the principal provider be at least 18, allows the water to be from an approved source, which would include bottled water or to be tested regularly, and adds that the provider or other residents have not been relieved of the custody of their children.

Filed by Mrs. Prescott of Hampden.
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