

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 1228

H.P. 884

House of Representatives, April 19, 1989

Reference to the Committee on Human Resources suggested and ordered printed.

Ed Pert

EDWIN H. PERT, Clerk

Presented by Representative MELENDY of Rockland.

Cosponsored by Representative BURKE of Vassalboro, Representative RAND of Portland and Senator BERUBE of Androscoggin.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-NINE

An Act to Clarify the Authority of Personal Care Assistants under the Supervision of Persons in a Consumer-directed Services Program.



1 Be it enacted by the People of the State of Maine as follows:

3 22 MRSA §7344 is enacted to read:

5 §7344. Consumer-directed services

7 A personal care assistant, acting under the supervision of a
9 consumer in a consumer-directed personal care assistance services
11 program, as administered by a consumer-directed independent
13 living center, is not subject to the requirements of Title 32,
15 chapter 31 or rules promulgated under that chapter or the
17 supervision of any person licensed or certified under that
19 chapter.

15 STATEMENT OF FACT

17 The purpose of this bill is to clarify that consumer-
19 directed personal care assistants are not assistants to nurses
21 and, therefore, not subject to nurse supervision. Rather, they
are assistants to the people with disabilities, who hire and
direct them and certify their competency.