

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)



116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

No. 697

S.P. 226

In Senate, February 25, 1993

**An Act to Remove Home Health Care Agencies from the Maine
Certificate of Need Act of 1978 Requirement for Initial Licensure.**

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

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator ESTY of Cumberland.

Cosponsored by Representatives: DORE of Auburn, GEAN of Alfred, PINEAU of Jay.

2
3 Be it enacted by the People of the State of Maine as follows:

4 Sec. 1. 22 MRSA §304-A, sub-§8, as enacted by PL 1981, c. 705,
5 Pt. V, §16, is amended to read:

6 8. New health care facilities. The construction,
7 development or other establishment of a new health care
8 facility. Home health care agencies are exempt from this
9 provision for initial licensure but are required to obtain a
10 certificate of need under any other provision of this section; and

12
13
14 **STATEMENT OF FACT**

15 Current law requires a certificate of need for initial
16 licensure of a home health care agency. This bill retains the
17 requirement that the agency, once licensed, is required to obtain
18 a certificate of need under any other provision of the Maine
19 Certificate of Need Act of 1978, such as new service or capital
20 expenditures, but does not require a certificate of need for
21 initial licensure.