

# MAINE STATE LEGISLATURE

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# 118th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1997

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Legislative Document

No. 1046

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H.P. 769

House of Representatives, February 13, 1997

**Resolve, to Study the Implementation of a Statewide Criminal Record  
Check of Home Care Providers to Ensure Safety for Citizens Receiving  
Care in Community-based Settings.**

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Reference to the Committee on Criminal Justice suggested and ordered printed.

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative FULLER of Manchester.  
Cosponsored by Senator PENDLETON of Cumberland and  
Representatives: COLWELL of Gardiner, DONNELLY of Presque Isle, FARNSWORTH of  
Portland, LOVETT of Scarborough, WINGLASS of Auburn, Senator: MacKINNON of York.

2           **Sec. 1. Task force established. Resolved:** That the Task Force on  
3 Criminal Background Checks for Home Care Providers, referred to  
4 in this resolve as "task force," is established to study the  
5 implementation of a statewide criminal record check of home care  
6 providers to ensure the safety of citizens receiving care in  
7 community-based settings; and be it further

8           **Sec. 2. Task force membership. Resolved:** That the task force  
9 consists of the following 7 members:

10           1. The Commissioner of the Department of Human Services or  
11 the commissioner's designee;

12           2. The Commissioner of Public Safety or the commissioner's  
13 designee;

14           3. One member of the Joint Standing Committee on Health and  
15 Human Services, appointed by the chair of that committee;

16           4. One member of the Joint Standing Committee on Criminal  
17 Justice;

18           5. One representative of the Home Care Alliance of Maine;

19           6. One representative of an assisted living center,  
20 appointed jointly by the President of the Senate and the Speaker  
21 of the House of Representatives; and

22           7. One representative from Alpha One; and be it further

23           **Sec. 3. Appointments; meetings. Resolved:** That all appointments  
24 must be made no later than 30 days following the effective date  
25 of this resolve. The Executive Director of the Legislative  
26 Council must be notified by all appointing authorities once the  
27 selections have been made. Within 15 days of the appointment of  
28 all members, the Chair of the Legislative Council shall call and  
29 convene the first meeting of the task force. The task force  
30 shall select a chair from among its members; and be it further

31           **Sec. 4. Duties. Resolved:** That the task force shall:

32           1. Examine laws from other states, including, but not  
33 limited to, Alaska, Colorado, Florida, Nevada and Oregon  
34 concerning criminal record checks of home care providers;

35           2. Obtain relevant reports and other data from states  
36 listed under subsection 1 to evaluate the effectiveness of  
37 criminal record checks;

