

MAINE STATE LEGISLATURE

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MAJORITY
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STATE OF MAINE
HOUSE OF REPRESENTATIVES
118TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1607, L.D. 2234, "Resolve, Regarding Legislative Review of Rules Governing the Implementation of Hypodermic Apparatus Exchange Programs, a Major Substantive Rule of the Department of Human Services"

Amend the resolve in section 1 in the last line (page 1, line 28 in L.D.) by striking out the following: "authorized." and inserting in its place the following:

'authorized, with the following amendments to the rules.

1. The rules must require the applicant who signs the application for certification of a needle exchange program on behalf of a corporation or other entity to be the individual or individuals with the ultimate responsibility for ensuring that the program operates in compliance with the rules.

2. The rules must require each program to notify the Bureau of Health in writing within 10 working days of changes of: ownership; location, address or telephone number; or administrator, management or staff of the program.

3. The rules must specifically prohibit the assignment or transfer of program certification.'

Further amend the resolve by inserting at the end before the summary the following:

COMMITTEE AMENDMENT

FISCAL NOTE

The additional costs associated with amending the rules can be absorbed by the Department of Human Services utilizing existing budgeted resources.'

SUMMARY

This amendment is the majority report. It provides for amendments to the rules regarding the certification of needle exchange programs. The rule amendments:

1. Clarify that the one or more individuals that sign the application form must be ultimately responsible for the program operating in compliance with the rules;

2. Clarify that notification of changes in the program must be provided to the Bureau of Health within 10 days of the change; and

3. Specifically prohibit the assignment or transfer of the certification from one program to another.

This amendment also adds a fiscal note.