

MAINE STATE LEGISLATURE

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DATE: 3-26-98

(Filing No. H-1084)

HEALTH AND HUMAN SERVICES

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

COMMITTEE AMENDMENT "A" to H.P. 1650, L.D. 2281, "Resolve, Regarding Legislative Review of Chapter 32: Rules for the Licensing of Children's Day Care Facilities and Chapter 33: Rules for Home Day Care Providers, Major Substantive Rules of the Department of Human Services, Auditing, Contracting and Licensing Service Center"

Amend the resolve in section 1 in the last line by inserting after the following: "authorized" the following: ', but only if Chapter 33 is amended as follows: Chapter 33: Rules for Home Day Care Providers must be amended to include a provision that no child may be required to be immunized if the child's parent states in writing that it is contrary to the child's religious teachings and practice or if the child's physician submits documentation that such immunization is medically contraindicated. The rule must also include a provision that in the event of a disease outbreak, a child not vaccinated for religious or medical reasons must be excluded from the home day care until the outbreak no longer exists or until the child receives the necessary immunization'

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

FISCAL NOTE

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

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SUMMARY

6 This amendment authorizes final adoption of Chapter 32:
8 Rules for the Licensing of Children's Day Care Facilities and
10 Chapter 33: Rules for Home Day Care Providers as long as the
12 Department of Human Services amends Chapter 33 prior to its final
adoption. The rule must be amended to include a provision that
allows children not to be immunized for religious or medical
reasons. In the event of a disease outbreak, these children must
be excluded from the home day care until the outbreak no longer
exists or until they receive the necessary immunization.