

MAINE STATE LEGISLATURE

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121st MAINE LEGISLATURE

FIRST REGULAR SESSION-2003

Legislative Document

No. 281

H.P. 224

House of Representatives, January 28, 2003

**Resolve, Regarding the Criminal Records of Certified Nursing
Assistants**

Reference to the Committee on Health and Human Services suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative BUNKER of Kossuth Township.
Cosponsored by Senator STANLEY of Penobscot.

2 **Sec. 1. Rulemaking. Resolved:** That, by November 1, 2003 the
3 Department of Human Services shall amend the rules governing the
4 operation of the Maine Registry of Certified Nursing Assistants,
5 referred to in this section as "the registry," to implement the
6 requirements of this section. By November 1, 2003 the Department
7 of Administrative and Financial Services shall amend the rules
8 governing the operation of the Information Resource of Maine,
9 referred to in this section as "InforME," to implement the
10 requirements of this section. By November 1, 2003 the Department
11 of Public Safety shall amend the rules governing access to
12 criminal history record information to implement the requirements
13 of this section. Rules adopted pursuant to this section are
14 routine technical rules as defined in Title 5, chapter 375,
15 subchapter 2-A.

16 1. The registry must be made a part of InforME and
17 businesses and individuals must have access to information in the
18 registry at the cost of \$3 per inquiry.

20 2. The registry must be allowed access to criminal history
21 record information at the Department of Public Safety without
22 charge.

24 3. An entity that is sponsoring a training course for
25 certified nursing assistants must pay for the initial criminal
26 history record check for individuals who complete the course,
27 with funding for the cost of the criminal history record check
28 coming from the course fee.

30 4. The rules for the registry must provide for revocation
31 of certification of a certified nursing assistant who is
32 convicted of a Class A, Class B or Class C crime.

34

SUMMARY

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37 This resolve requires rulemaking to improve the operation of
38 the Maine Registry of Certified Nursing Assistants and to improve
access to information in the registry.