

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)

ms
RES.

L.D. 382

DATE: 5/12/5

(Filing No. H-342)

HEALTH AND HUMAN SERVICES

Reproduced and distributed under the direction of the Clerk of the House.

STATE OF MAINE HOUSE OF REPRESENTATIVES 122ND LEGISLATURE FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 284, L.D. 382, "Resolve, To Require the Department of Health and Human Services To Amend Rules Regarding Licensing of Intermediate Care Facilities for Mental Retardation Nursing"

Amend the resolve by striking out the title and substituting the following:

'Resolve, To Require the Department of Health and Human Services To Amend Rules Regarding Licensing of Intermediate Care Facilities for Mental Retardation'

Further amend the resolve by striking out everything after the title and before the summary and inserting in its place the following:

'Sec. 1. Adopt rules. Resolved: That the Department of Health and Human Services shall amend the rules pertaining to the licensing of intermediate care facilities for mental retardation to allow for the elimination of state licensing requirements that are duplicative or no longer essential. The department shall consult with consumer and provider representatives prior to proposing the amended rules. Rules adopted pursuant to this resolve are major substantive rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A and must be provisionally adopted and submitted to the Joint Standing Committee on Health and Human Services for review no later than January 3, 2006.'

COMMITTEE AMENDMENT

AdS

COMMITTEE AMENDMENT "A" to H.P. 284, L.D. 382

SUMMARY

2

4

6

8

10

12

This amendment removes the emergency preamble and clause and replaces the text of the resolve. The amendment requires the Department of Health and Human Services to amend its rules pertaining to the licensing of intermediate care facilities for mental retardation in order to eliminate duplicative or nonessential state licensing requirements. Rules adopted to implement these changes are major substantive rules and must be provisionally adopted and submitted to the Joint Standing Committee on Health and Human Services for review no later than January 3, 2006.

14

16

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



Approved: 04/21/05 *MAC*

122nd MAINE LEGISLATURE

LD 382

LR 0491(02)

**Resolve, To Require the Department of Health and Human Services To Amend Rules Regarding
Licensing of Intermediate Care Facilities for Mental Retardation Nursing**

Fiscal Note for Bill as Amended by Committee Amendment "A"

Committee: Health and Human Services

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Minor savings - General Fund

Fiscal Detail and Notes

The Department of Health and Human Services will incur minor additional costs to adopt major substantive rules to change the licensing requirements for intermediate care facilities for mental retardation. There will be minor administrative savings as a result of eliminating nonessential licensing regulations.