

# 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)



# 124th MAINE LEGISLATURE

## SECOND REGULAR SESSION-2010

---

Legislative Document

No. 1688

H.P. 1189

House of Representatives, January 6, 2010

---

**An Act To Update the Laws Affecting the Department of Health and  
Human Services, Division of Licensing and Regulatory Services**

---

Submitted by the Department of Health and Human Services pursuant to Joint Rule 204.  
Reference to the Committee on Health and Human Services suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative MILLER of Somerville.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 22 MRSA §1723** is enacted to read:

3 **§1723. Processing fee**

4 Beginning October 1, 2010, a facility or health care provider subject to the licensing,  
5 certification or registration processes of this chapter or chapter 405, 411, 412, 417 or 419  
6 shall pay a processing fee not to exceed \$10 to the department for the reissuance of a  
7 license, certificate or registration when the licensee, certificate holder or registration  
8 holder made changes that require the reissuance of a license, certificate or registration.

9 The department may adopt rules necessary to implement this section. Rules adopted  
10 pursuant to this paragraph are routine technical rules as defined in Title 5, chapter 375,  
11 subchapter 2-A.

12 **Sec. 2. 22 MRSA §1812-G, sub-§4-A** is enacted to read:

13 **4-A. Provider verification fee.** The department may establish a provider  
14 verification fee not to exceed \$25 per provider for verification of a certified nursing  
15 assistant's credentials and training. Providers may not pass the cost on to the individual  
16 certified nursing assistant. Provider verification fees collected by the department must be  
17 placed in a special revenue account to be used by the department to operate the registry,  
18 including but not limited to the cost of criminal history record checks. The department  
19 may adopt rules necessary to implement this subsection. Rules adopted pursuant to this  
20 subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

21 **Sec. 3. 22 MRSA §2131, sub-§3,** as enacted by PL 1989, c. 579, §4, is amended  
22 to read:

23 **3. Fee.** The initial and annual fee for registration is \$25.

24 The department may adopt rules necessary to implement this subsection. Rules adopted  
25 pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375,  
26 subchapter 2-A.

27 **Sec. 4. 22 MRSA §7704** is enacted to read:

28 **§7704. Processing fee**

29 Beginning October 1, 2010, a facility, health care provider or program subject to the  
30 licensing or certification processes of chapter 1663, 1664, 1667, 1669, 1671 or 1673; a  
31 nursery school subject to chapter 1675; an adult day care program subject to chapter  
32 1679; or a hospice provider subject to chapter 1681 shall pay a processing fee not to  
33 exceed \$10 to the department for the reissuance of a license or certificate when the  
34 licensee or certificate holder made changes that require the reissuance of a license or  
35 certificate.



1 because the licensee, certificate holder or registration holder made changes that require  
2 the reissuance of the license, certificate or registration.

3 The bill authorizes the department to establish an annual registration fee for  
4 temporary nurse agencies and to increase the initial and renewal licensing fees for nursery  
5 schools, not to exceed \$40.

6 The bill also authorizes the department to charge certain providers a transaction fee to  
7 renew licenses electronically. It authorizes the department to charge a verification fee to  
8 providers to check a certified nursing assistant's credentials and training history.