

# MAINE STATE LEGISLATURE

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Date: 5/29/13

L.D. 803  
(Filing No. H-268)

**HEALTH AND HUMAN SERVICES**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
126TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 554, L.D. 803, Bill, "An Act Regarding Certain Aspects of Infant Care in Child Care Facilities"

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

**'Resolve, Requiring the Department of Health and Human Services To Amend the Rules Regarding Child Care Facilities and Family Child Care Providers'**

Amend the bill by striking out everything after the title and before the summary and inserting the following:

**'Sec. 1. Department of Health and Human Services to amend rules regarding child care facilities and rules regarding family child care providers. Resolved:** That the Department of Health and Human Services shall amend its rules by February 1, 2014 to authorize both licensed child care facilities and certified family child care providers to allow the use of cloth diapers for any child rather than only for those children with a medical reason that requires the use of cloth diapers. The rules must require a parent or guardian to provide clean diapers for the child and require a licensed child care facility or certified family child care provider that uses a cloth diaper upon the request of a parent or guardian to comply with diapering guidelines available from the Division of Licensing and Regulatory Services within the department, place soiled cloth diapers in a sealed bag or container and return the soiled diapers to the parent. Rules adopted under this section are routine technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A.'

**SUMMARY**

This amendment replaces the bill with a resolve. It requires the Department of Health and Human Services to amend its rules by February 1, 2014 to allow both licensed child care facilities and certified family child care providers to use cloth diapers for any child. The rules must require the parent or guardian to provide clean diapers for the child, and a licensed child care facility or certified family child care provider that uses a cloth diaper

**COMMITTEE AMENDMENT**

1 upon the request of a parent or guardian is required to comply with diapering guidelines  
2 available from the department's Division of Licensing and Regulatory Services.

**FISCAL NOTE REQUIRED**  
**(See attached)**



# 126th MAINE LEGISLATURE

LD 803

LR 1653(02)

**An Act Regarding Certain Aspects of Infant Care in Child Care Facilities**

**Fiscal Note for Bill as Amended by Committee Amendment**

*A' (H-268)*

**Committee: Health and Human Services**

**Fiscal Note Required: Yes**

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## Fiscal Note

Minor cost increase - General Fund

### Fiscal Detail and Notes

Additional costs for the Department of Health and Human Services are expected to be minor and can be absorbed within existing budgeted resources.