

MAINE STATE LEGISLATURE

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130th MAINE LEGISLATURE

SECOND REGULAR SESSION-2022

Legislative Document

No. 1761

H.P. 1312

House of Representatives, December 2, 2021

An Act To Amend the Inspection Requirement for Facilities for Children and Adults with a National Accreditation

Submitted by the Department of Health and Human Services pursuant to Joint Rule 203.

Received by the Clerk of the House on November 30, 2021. Referred to the Committee on Health and Human Services pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative MEYER of Eliot.

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

2 **Sec. 1. 22 MRSA §7801, sub-§6**, as enacted by PL 2011, c. 145, §2, is amended to
3 read:

4 **6. National accreditation.** A person, firm, corporation or association operating a
5 program or facility described under subsection 1 that receives and maintains accreditation
6 from a national accrediting body approved by the department ~~must~~ may be ~~deemed~~
7 determined by the department to be in compliance with comparable state licensing rules
8 upon its submission to the department of written evidence of compliance including, but not
9 limited to, national accreditation approval, reports, findings and responses. The department
10 may review compliance under this subsection in response to a complaint against the
11 program or facility.

12 **SUMMARY**

13 Current law provides that if a person, firm, corporation or association operating a
14 residential care facility, assisted housing program, drug treatment center, children's home,
15 child placing agency, child care facility or adult day care program has received and
16 maintained accreditation from a national accreditation body approved by the department,
17 the entity must be deemed in compliance with state licensing rules. This bill provides
18 instead that the entity may be determined by the department to be in compliance with state
19 licensing rules.