

MAINE STATE LEGISLATURE

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131st MAINE LEGISLATURE

FIRST REGULAR SESSION-2023

Legislative Document

No. 883

H.P. 549

House of Representatives, February 24, 2023

**An Act to Exempt Emergency Medical Services Community
Paramedicine Programs from Home Health Care Provider
Licensing Requirements**

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

A handwritten signature in cursive script, reading "R. B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative SALISBURY of Westbrook.
Cosponsored by Senator CURRY of Waldo and
Representatives: GERE of Kennebunkport, SOBOLESKI of Phillips, Speaker TALBOT ROSS
of Portland, Senator: NANGLE of Cumberland.

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

Sec. 1. 22 MRSA §2142, sub-§3, as amended by PL 1993, c. 331, §1, is further amended to read:

3. Home health care provider. "Home health care provider" means any business entity or subdivision thereof, whether public or private, proprietary or not for profit, that is engaged in providing acute, restorative, rehabilitative, maintenance, preventive or health promotion services through professional nursing or another therapeutic service, such as physical therapy, home health aides, nurse assistants, medical social work, nutritionist services or personal care services, either directly or through contractual agreement, in a client's place of residence. This term does not apply to any sole practitioner providing private duty nursing services or other restorative, rehabilitative, maintenance, preventive or health promotion services in a client's place of residence or to municipal entities providing health promotion services in a client's place of residence. This term does not apply to a federally qualified health center or a rural health clinic as defined in 42 United States Code, Section 1395x, subsection (aa) (1993) that is delivering case management services or health education in a client's place of residence. Beginning October 1, 1991, "home health care provider" includes any business entity or subdivision thereof, whether public or private, proprietary or nonprofit, that is engaged in providing speech pathology services. "Home health care provider" does not include an emergency medical services provider licensed under Title 32, chapter 2-B providing community paramedicine services approved under Title 32, section 84, subsection 4.

Sec. 2. 22 MRSA §2143, as enacted by PL 1983, c. 570, is amended to read:

§2143. License required

Effective July 1, 1984, ~~no~~ a home health care provider may not provide home health services without having, subject to this chapter and to the rules ~~promulgated~~ adopted by the department under this chapter, a written license ~~therefor~~ to provide the services from the department. This section does not apply to a provider providing community paramedicine services approved under Title 32, section 84, subsection 4.

SUMMARY

This bill excepts from the definition of "home health care provider" a licensed emergency medical services provider providing community paramedicine services approved by the Emergency Medical Services' Board and exempts from Department of Health and Human Services home health services licensing requirements a provider providing approved community paramedicine services.