

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTIETH LEGISLATURE

SECOND REGULAR SESSION
January 2, 2002 to April 25, 2002

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 25, 2002

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
2002

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

Sec. 1. 22 MRSA §2131, sub-§1-A is enacted to read:

1-A. Verifying certified nursing assistant eligibility. A health care institution, facility or organization, including a temporary nurse agency employing a certified nursing assistant, shall, before hiring a certified nursing assistant, verify that the certified nursing assistant is listed on the Maine Registry of Certified Nursing Assistants established under section 1812-G with no annotations to prohibit the hiring of that individual according to state and federal regulations.

Sec. 2. 22 MRSA §2131, sub-§4, as enacted by PL 1989, c. 579, §4, is amended to read:

4. Penalty. Any person who operates a temporary nurse agency without registering or who fails to verify the inclusion of a certified nursing assistant on the Maine Registry of Certified Nursing Assistants before hiring that certified nursing assistant pursuant to subsection 1-A commits a civil violation for which a forfeiture of \$100 may be adjudged. Each day constitutes a separate violation.

See title page for effective date.

CHAPTER 495

H.P. 846 - L.D. 1118

An Act to Reduce Unnecessary Paperwork in State Government

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

Sec. 1. 3 MRSA §956, sub-§2, ¶L, as amended by PL 2001, c. 321, Pt. A, §2, is further amended to read:

L. A comparison of any related federal laws and regulations to the state laws governing the agency or program and the rules implemented by the agency or program; ~~and~~

Sec. 2. 3 MRSA §956, sub-§2, ¶M, as enacted by PL 2001, c. 321, Pt. A, §3, is amended to read:

M. Agency policies for collecting, managing and using personal information over the Internet and nonelectronically, information on the agency's implementation of information technologies and an evaluation of the agency's adherence to the

fair information practice principles of notice, choice, access, integrity and enforcement; ~~and~~

Sec. 3. 3 MRSA §956, sub-§2, ¶N is enacted to read:

N. A list of reports, applications and other similar paperwork required to be filed with the agency by the public. The list must include:

(1) The statutory authority for each filing requirement;

(2) The date each filing requirement was adopted or last amended by the agency;

(3) The frequency that filing is required;

(4) The number of filings received annually for the last 2 years and the number anticipated to be received annually for the next 2 years; and

(5) A description of the actions taken or contemplated by the agency to reduce filing requirements and paperwork duplication.

Sec. 4. 3 MRSA §957, sub-§1, as enacted by PL 1995, c. 488, §2, is amended to read:

1. Authority. For each agency or independent agency or a component part of each agency or independent agency subject to review pursuant to section 952, the committee of jurisdiction may conduct an analysis and evaluation that may include, but need not be limited to, an evaluation of the program evaluation report, including the extent to which the agency or independent agency has increased or reduced filing requirements and paperwork duplication burdens on the public; the extent to which the agency or independent agency operates in accordance with its legislative authority; and the degree of success achieved by the agency or independent agency in meeting its statutory and administrative mandate. In consultation with the Legislative Council, the committee shall select agencies or independent agencies for review either in accordance with the scheduling guidelines provided in this chapter or at any time determined necessary or warranted by the committee.

See title page for effective date.