

# 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 electronic originals  
(may include minor formatting differences from printed original)

**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-SECOND LEGISLATURE**

**SECOND SPECIAL SESSION**

**July 29, 2005**

**SECOND REGULAR SESSION**

**January 4, 2006 to May 24, 2006**

**THE GENERAL EFFECTIVE DATE FOR**

**SECOND SPECIAL SESSION**

**NON-EMERGENCY LAWS IS**

**OCTOBER 28, 2005**

**THE GENERAL EFFECTIVE DATE FOR**

**SECOND REGULAR SESSION**

**NON-EMERGENCY LAWS IS**

**AUGUST 23, 2006**

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

---

---

**Penmor Lithographers**

**Lewiston, Maine**

**2006**

Post Office Box 162, Sangerville, Maine 04479 a right-of-way easement, with utilities, located in the Town of Brownville, County of Piscataquis, State of Maine, being approximately 15 feet wide and 1,620 feet in length extending from Front Street, along the Katahdin Ironworks Recreational Trail to land of said Barton Hughes and Cory Campbell. For reference see deed from James E. Howard, trustee for the estate of the Bangor & Aroostook Railroad Company to the State of Maine, dated April 30, 2004, and recorded in the Piscataquis County Registry of Deeds in Book 1553, Page 124.

See title page for effective date.

---



---

## CHAPTER 194

S.P. 735 - L.D. 1934

### **Resolve, To Improve Retention, Quality and Benefits for Direct Care Health Workers**

**Sec. 1. Long-term care direct care workers; study. Resolved:** That the Department of Health and Human Services, in conjunction with the Department of Labor, shall conduct a study of direct care workers in state-funded and MaineCare-funded programs to:

1. Examine the wage, benefit and reimbursement structures for direct care workers in all long-term care settings, including, but not limited to, nursing facilities, residential care facilities, mental retardation waiver homes and home care;
2. Determine the cost of a wage floor of \$8.50 per hour and the cost of a wage floor of \$10 per hour for entry-level direct care workers, including certified nursing assistants, personal support specialists, home health aides, homemakers and direct support professionals. The study must include determination of the cost of proportional increases in current wage scales for more experienced workers and employer-related costs such as FICA;
3. Develop options to extend MaineCare or other health insurance coverage for direct care workers;
4. Evaluate the need for a direct care worker registry, including desired objectives of such a registry and a cost estimate;
5. Survey persons formerly employed as direct care workers in long-term care settings to determine whether they would return to work as direct care workers if the pay were increased to \$10 per hour; and
6. Survey organizations that provide services to senior citizens through paid workers and through

volunteers to determine the level of interest among older persons in becoming direct care workers, either full-time or part-time and within their physical capabilities, to assist persons who are elderly or persons with disabilities.

The department shall invite participation of, and consultation with, interested parties involved in long-term care or home health care, including direct support and personal assistance workers from all settings during the course of the study. The departments shall conduct the study within existing financial resources. The department shall submit its report, including any necessary implementing legislation, to the joint standing committee of the Legislature having jurisdiction over health and human services matters no later than January 1, 2007.

See title page for effective date.

---



---

## CHAPTER 195

H.P. 1459 - L.D. 2064

### **Resolve, Regarding Legislative Review of Portions of Chapter 33: Home Day Care Provider Rules, a Major Substantive Rule of the Department of Health and Human Services**

**Emergency preamble. Whereas,** acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

**Whereas,** the above-named major substantive rule has been submitted to the Legislature for review; and

**Whereas,** immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

**Whereas,** in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

**Sec. 1. Adoption. Resolved:** That final adoption of portions of Chapter 33: Home Day Care Provider Rules, a provisionally adopted major substantive rule of the Department of Health and