Notice of Agency Rule-making Proposal

AGENCY: **Maine Center for Disease Control and Prevention**

RULE TITLE OR SUBJECT: Rules Governing the Implementation of Hypodermic Apparatus Exchange Programs.

PROPOSED RULE NUMBER: Ch 252
(LEAVE BLANK - ASSIGNED BY SECRETARY OF STATE):

CONCISE SUMMARY:

The Department of Health and Human Services proposes to implement these changes to the rules to reflect recent changes in legislation as well as changes in the policies and procedures of how these programs operate. These include:

1) Updating "Bureau of Health" to read "Maine Center for Disease Control and Prevention"
2) Removing the 10 needle "cap" to "unlimited"
3) Additional reporting requirements to include reporting on the number of clients of needle exchange who receive an HIV test as a result of participation, the number of clients who received clean needles without exchanging at initial enrollment, the number of needles distributed to these clients
4) To allow the exchange to begin with the distribution of clean needles without receiving any used needles at initial enrollment. This would allow needle users to enroll in the needle exchange and receive clean needles without having any to exchange on the condition those needles were returned to the exchange.

THIS RULE WILL__ WILL NOT X HAVE A FISCAL IMPACT ON MUNICIPALITIES.

STATUTORY AUTHORITY: 22 MRSA c.252-A

PUBLIC HEARING: None scheduled, but may be scheduled if requested in writing by five individuals, to the Agency Contact Person below.

DEADLINE FOR COMMENTS: April 17, 2009

AGENCY CONTACT PERSON: **James Markiewicz, HIV Prevention Program Manager**
AGENCY NAME: **Maine CDC, HIV, STD and Viral Hepatitis Program**
ADDRESS: **286 Water Street, 9th Floor**
Augusta, ME 04333

TELEPHONE: **207-287-3715**

Please approve bottom portion of this form and
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