



Department of Health
and Human Services

Maine People Living
Safe, Healthy and Productive Lives

Department of Health and Human Services
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John E. Baldacci, Governor

Brenda M. Harvey, Commissioner

DATE: May 30, 2008

TO: Interested Parties

FROM: Catherine Cobb, Director, Division of Licensing and Regulatory Services

SUBJECT: **Proposed Rules: no hearing. Comment deadline July 8, 2008**
Regulations Governing the Licensing and Functioning of Assisted Housing Programs:
including Assisted Living Programs; Residential Care Facilities Level I, II, III, and IV;
and Private Non-Medical Institutions Level I, II, III, and IV. 10-149 C.M.R. Chapter 113.

Public Law 2007, Chapter 324(5), (6), (7), and (11) mandated changes to the Chapter 113 licensing rules for assisted housing programs. To comply with this law, sections 3 and 4 within each of the 9 rules contained in Chapter 113 have been amended as follows:

- [1] Adds 'operating without a license' provisions, see Section 4.11 [in Assisted Living Programs, and Residential Care Facilities Level I, II, III, and IV] and Section 4.12 [in Private Non-Medical Institutions Level I, II, III, and IV].
- [2] Amends 'right of entry' provisions, Section 3.18.
- [3] Adds a 'confidential information' provision, Section 3.32.
- [4] Amends 'financial penalties' provisions, Section 4.8.6.

The proposed rules include various technical, non-substantive changes relating to section numbering, intra-Departmental agency name changes, spelling, and usage. To comply with 5 M.R.S.A. §8052(8), a 'statutory history' page is included as the last page of each of the 9 rules contained in the Regulations Governing the Licensing and Functioning of Assisted Housing Programs.

The proposed rules are available on the Division of Licensing and Regulatory Services' website at

http://www.maine.gov/dhhs/dlrs/public_hearings/home.html

Please call 207 287-9254 if you would like to have a paper copy of the rule mailed to you.