



Department of Health  
and Human Services

Maine People Living  
Safe, Healthy and Productive Lives

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John E. Baldacci, Governor

Brenda M. Harvey, Commissioner

DATE: August 18, 2008

TO: Interested Parties

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

SUBJECT: **Adopted Rules: effective August 20, 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.

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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 adopted 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 adopted rules are available on the Division of Licensing and Regulatory Services' website at <http://www.maine.gov/dhhs/dlrs/rulemaking/adopted/home.html> Please call 207 287-9254 if you would like to have a paper copy of the rule mailed to you.