

## DHHS Quarterly Report on Rulemaking

### Submitted to the Joint Standing Committee on Health and Human Services

(Pursuant to P.L. 2003 Chapter 689. Part A. § A-2)

P.L. 2003, c. 689, Part A. § A-2, requires the Department of Health and Human Services to submit quarterly reports on rulemaking, pursuant to:

***“Sec. A-2. Quarterly report; rulemaking. Beginning October 1, 2004, the Commissioner of Health and Human Services shall provide the joint standing committee of the Legislature having jurisdiction over health and human services matters with a quarterly report that summarizes rule—making activity of the Department of Health and Human Services.”***

**About the APA:** The intent of the Maine Administrative Procedure Act (A.P.A.), [5 MRSA sec. 8001 through 11008](#) is to improve public access to agency decision-making and to increase awareness of agency rules. In Maine, the Administrative Procedure Act was adopted at the First Session of the 108th Legislature, with some amendments since. It applies uniform requirements to state agencies which have rulemaking power, and sets minimum standards for agencies to follow in adopting and implementing rules. Very generally, the A.P.A. establishes a uniform, comprehensive set of procedures covering:

- The administrative actions of state agencies, including rulemaking, advisory rulings, adjudicatory proceedings, and licensing; and
- Judicial review of those actions.

We have based our report on the format used by the Secretary of State’s Office, Bureau of Corporations, Elections, and Commissions, to tally rules that are promulgated, and separately those that are proposed, for the Department of Health and Human Services.

In addition to the “subject matter” noted in the right-most column, additional summary statements for each of these rules are filed as paper-copy “basis statements” in the office of the Secretary of State’s APA Coordinator, and are available for review.

#### **Rules promulgated by DHHS in the fourth quarter FY 2025:**

Effective Date (may have been published later)	Citation/ Adopted Rule Number	Promulgated by DHHS in the fourth quarter – FY 2025	TYPE OF RULE	CHAPTER NUMBER & TITLE
4-1-25	<b>10-144 2025-078</b>	Office for Family Independence	Amend.	Ch. 323: Maine General Assistance (GA) Manual – Sections II, III, V, VI, VII, X, XI, XII, and XIII. GA Rule #26A: PL 2024, Chapters 5757 and 643  <a href="http://www.maine.gov/dhhs/ofir/rules/index.shtml">www.maine.gov/dhhs/ofir/rules/index.shtml</a>

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4-2-25	<b>10-144 2025-079</b>	Maine Center for Disease Control and Prevention	Amend.	Ch. 266: Certification Standards for Persons Conducting Chemical Analyses for the Detection and Identification of Seized Drugs  <a href="http://www.maine.gov/dhhs/mecdc/rules/maine-cdc-rules.shtml">www.maine.gov/dhhs/mecdc/rules/maine-cdc-rules.shtml</a>
4-8-25	<b>10-144 2025-082</b>	Office for Family Independence	Amend.	Ch. 301, Supplemental Nutrition Assistance Program (SNAP) Rules (Alpha Index, Table of Contents, Sections 1, 111-2, 222-5, 222-6, 444-1, 444-4, 444-8, 555-3, and 999-1; SANP Rule #227 – Noncitizen Language)  <a href="http://www.maine.gov/dhhs/ofirules/index.shtml">www.maine.gov/dhhs/ofirules/index.shtml</a>
4-21-25	<b>14-197 2025-089 (ch. 3) 10-149 2025-090 (ch. 5)</b>	Office of Aging and Disability Services	Repeal/ Replace	Ch. 3: Definition of Mental Retardation and Autism; Appeal Procedure (repeal) Ch. 5: Sec 2, Developmental Disability Services for Adults with an Intellectual Disability or Autism Spectrum Disorder (replace)  <a href="http://www.maine.gov/dhhs/oads/trainings-resources/policy.html">www.maine.gov/dhhs/oads/trainings-resources/policy.html</a>
4-21-25	<b>10-144/ 2025-091</b>	Office of MaineCare Services	Amend.	Ch. 101: MaineCare Benefits Manual (Chapter III, Section 67, Principles of Reimbursement for Nursing Facilities)  <a href="http://www.maine.gov/dhhs/oms/rules/index.shtml">www.maine.gov/dhhs/oms/rules/index.shtml</a>
4-23-25	<b>10-144/ 2025-098</b>	Maine Center for Disease Control and Prevention	Amend.	Ch. 707, Rules Relating to the National Breast and Cervical Cancer Early Detection Program (NBCCEDP) in Maine  <a href="http://www.maine.gov/dhhs/mecdc/rules/maine-cdc-rules.shtml">www.maine.gov/dhhs/mecdc/rules/maine-cdc-rules.shtml</a>

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4-23-25	<b>10-144/ 2025-099</b>	Maine Center for Disease Control and Prevention	Amend.	Ch. 708, Rules Relating to the Breast and Cervical Cancer Prevention and Treatment Act (BCCPTA) in Maine  <a href="http://www.maine.gov/dhhs/mecdc/rules/maine-cdc-rules.shtml">www.maine.gov/dhhs/mecdc/rules/maine-cdc-rules.shtml</a>
4-29-25	<b>10-144/ 2025-101</b>	Office for Family Independence	Amend.	Ch. 332, MaineCare Eligibility Manual (Part 9: LIMITED BENEFITS GROUP and Chart 3.8: Premiums for Special Benefits Waiver [Maine Section 1115 Health Care Reform Demonstration for Individuals with HIV/AIDS]; MaineCare Rule #312P – Part 9 and Chart 3.8 Premium Updates)  <a href="http://www.maine.gov/dhhs/ofirules/index.shtml">www.maine.gov/dhhs/ofirules/index.shtml</a>
4-30-25	<b>10-146/ 2025-103</b>	Maine Center for Disease Control and Prevention	Amend.	Ch. 1, Transportation, Storage, and Final Disposition of Dead Bodies Rule  <a href="http://www.maine.gov/dhhs/mecdc/rules/maine-cdc-rules.shtml">www.maine.gov/dhhs/mecdc/rules/maine-cdc-rules.shtml</a>
4-30-25	<b>10-146/ 2025-104</b>	Maine Center for Disease Control and Prevention	Amend.	Ch. 7, Vital Records Fees  <a href="http://www.maine.gov/dhhs/mecdc/rules/maine-cdc-rules.shtml">www.maine.gov/dhhs/mecdc/rules/maine-cdc-rules.shtml</a>
5-5-25	<b>10-144/ 2025-106</b>	Maine Center for Disease Control and Prevention	Amend.	Ch. 208, Youth Camps Rule (formerly titled, “Rules Relating to Youth Camps, Day Camps, and Primitive and Trip Camping”)  <a href="http://www.maine.gov/dhhs/mecdc/rules/maine-cdc-rules.shtml">www.maine.gov/dhhs/mecdc/rules/maine-cdc-rules.shtml</a>
5-17-25	<b>10-148/ 2025-113</b>	Office of Child and Family Services	New	Ch. 22, Safe Haven Baby Boxes  <a href="http://www.maine.gov/dhhs/ocfs/policy.shtml">www.maine.gov/dhhs/ocfs/policy.shtml</a>

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5-19-25	<b>10-148/ 2025-115</b>	Office of Child and Family Services	Emergency	Ch. 6, Child Care Affordability Program Rules <a href="http://www.maine.gov/dhhs/ocfs/policy.shtml">www.maine.gov/dhhs/ocfs/policy.shtml</a>
6-4-25	<b>10-144/ 2025-126</b>	Maine Center for Disease Control and Prevention	Amend.	Ch. 258, Control of Notifiable Diseases and Conditions Rule <a href="http://www.maine.gov/dhhs/mecdc/rules/maine-cdc-rules.shtml">www.maine.gov/dhhs/mecdc/rules/maine-cdc-rules.shtml</a>

**Rules *proposed* by DHHS in the fourth quarter FY 2025:**

DATE	PROPOSED RULE NUMBER	Rules <i>proposed</i> by DHHS in the fourth quarter FY 2025	CHAPTER NUMBER AND TITLE
4-9-25	<b>2025-P039</b>	Office for Family Independence	Ch. 609, Supplemental Nutrition Assistance Program – Employment and Training (SNAP E&T) Rules (SNAP E&T Rule #8 – Provider Determination) <a href="http://www.maine.gov/dhhs/ofir/rules/index.shtml">www.maine.gov/dhhs/ofir/rules/index.shtml</a>
4-30-25	<b>2025-P065</b>	Office for Family Independence	Ch. 607, ASPIRE-TANF Program Rules (All Sections ASPIRE 29P – LIFT) <a href="http://www.maine.gov/dhhs/ofir/rules/index.shtml">www.maine.gov/dhhs/ofir/rules/index.shtml</a>
5-7-25	<b>2025-P067</b>	Office for Family Independence	Ch. 330, Higher Opportunity for Pathways to Employment (HOPE) Program Rules (HOPE Rule #104 – Section 4: Dental Services Update) <a href="http://www.maine.gov/dhhs/ofir/rules/index.shtml">www.maine.gov/dhhs/ofir/rules/index.shtml</a>
5-21-25	<b>2025-P077</b>	Maine Center for Disease Control and Prevention	Ch. 231, Rules Relating to Drinking Water <a href="http://www.maine.gov/dhhs/mecdc/rules/maine-cdc-rules.shtml">www.maine.gov/dhhs/mecdc/rules/maine-cdc-rules.shtml</a>
5-28-25	<b>2025-P081</b>	Office of Child and Family Services	Ch., 6, Child Care Affordability Program Rules <a href="http://www.maine.gov/dhhs/ocfs/policy.shtml">www.maine.gov/dhhs/ocfs/policy.shtml</a>