

**NOTIFICATION OF EMPLOYMENT RESTRICTIONS AS REQUIRED BY 22 MRSA §1812-G, (9)**

In May 2003, the Maine Legislature passed and Governor Baldacci signed into law, LD 780 which requires that a health care institution, facility or organization that employs certified nursing assistants shall, before hiring a Certified Nursing Assistant, verify with the Maine C N A Registry that the person is listed on the Registry of Certified Nursing Assistants.

**The Local Education Agency must notify you prior to your acceptance into this Certified Nursing Assistant Program that if you have been convicted or been incarcerated for a crime, as described below, you will not be eligible to work as a Certified Nursing Assistant in Maine even if you successfully complete the C N A program and Competency Examination.**

**22 MRSA §1812-G, (6) – (8) state:** Except as otherwise provided in this section:

- A. An individual may not be employed in a hospital, nursing facility, home health agency or assisted housing program as a certified nursing assistant if that individual has been convicted in a court of law of a crime involving abuse, neglect or misappropriation of property in a health care setting; and
- B. An individual may not be employed in a hospital, nursing facility, home health agency or assisted housing program as a certified nursing assistant if that individual:
  - (1) Has been the subject of a complaint involving abuse or neglect that was substantiated by the department ( Human Services) pursuant to its responsibility to license hospitals, nursing facilities, home health agencies and assisted housing programs and that was entered on the Maine Registry of Certified Nursing Assistants; or
  - (2) Has been the subject of a complaint involving the misappropriation of property in a health care setting that was substantiated by the department (Human Services) and entered on the Maine Registry of Certified Nursing Assistants.

**Time Limit on consideration of prior criminal conviction.** Except as otherwise noted in this section:

An individual may not be employed in a hospital, nursing facility home health agency or assisted housing program as a certified nursing assistant if that individual has a prior criminal conviction within the last 10 years of:

- A. A crime for which incarceration of 3 years or more may be imposed under the laws of the state in which the conviction occurred; or
- B. A crime for which incarceration of less than 3 years may be imposed under the laws of the state in which the conviction occurred involving sexual misconduct or involving abuse, neglect or exploitation in a setting other than a health care setting.

I, (print clearly) \_\_\_\_\_, have read and understand the information in this document. **I understand that the staff of this local education agency will verify the information provided by me through a State Bureau of Investigation check with the State Police.**

*The information on this application is truthful and that knowingly making a false statement on this application may subject me to prosecution under the applicable Maine law.*

\_\_\_\_\_  
Applicant's Complete Signature

\_\_\_\_\_  
Date of Application

