

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
128<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

**JOINT STANDING COMMITTEE ON LABOR, COMMERCE,  
RESEARCH AND ECONOMIC DEVELOPMENT**

August 2017

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# STATE OF MAINE

128<sup>TH</sup> LEGISLATURE  
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## LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 128<sup>th</sup> Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. An appendix provides a summary of relevant session statistics.

Final action on each LD is noted to the right of the LD title. The following describes the various final actions.

*CARRIED OVER*..... carried over to a subsequent session of the Legislature  
*CON RES XXX*..... chapter # of constitutional resolution passed by both houses  
*CONF CMTE UNABLE TO AGREE*..... Committee of Conference unable to agree; legislation died  
*DIED BETWEEN HOUSES*..... House & Senate disagreed; legislation died  
*DIED IN CONCURRENCE*..... defeated in each house, but on different motions; legislation died  
*DIED ON ADJOURNMENT*..... action incomplete when session ended; legislation died  
*EMERGENCY*..... enacted law takes effect sooner than 90 days after session adjournment  
*FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE*..... emergency failed to receive required 2/3 vote  
*FAILED, ENACTMENT or FINAL PASSAGE*..... failed to receive final majority vote  
*FAILED, MANDATE ENACTMENT*..... legislation proposing local mandate failed required 2/3 vote  
*HELD BY GOVERNOR*..... Governor has not signed; final disposition to be determined at subsequent session  
*LEAVE TO WITHDRAW*..... sponsor's request to withdraw legislation granted  
*NOT PROPERLY BEFORE THE BODY*..... ruled out of order by the presiding officer; legislation died  
*INDEF PP*..... indefinitely postponed; legislation died  
*ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X*... ought-not-to-pass report accepted; legislation died  
*P&S XXX*..... chapter # of enacted private & special law  
*PUBLIC XXX*..... chapter # of enacted public law  
*RESOLVE XXX*..... chapter # of finally passed resolve  
*VETO SUSTAINED*..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 128<sup>th</sup> Legislature is Wednesday, November 1, 2017. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

*Joint Standing Committee on Labor, Commerce, Research and Economic Development*

**LD 801      An Act To Allow a Physical Therapist To Administer Certain  
Coagulation Tests in a Patient's Home**

**PUBLIC 80  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MASTRACCIO A WOODSOME D	OTP-AM	H-136

This bill authorizes a licensed physical therapist to perform finger stick blood testing in a person's home in order to collect a blood sample.

**Committee Amendment "A" (H-136)**

This amendment adds an emergency preamble and adds to the provisions of the bill by clarifying that a licensed physical therapist must communicate the results of a finger stick blood test to a health care practitioner, who will interpret the test results, determine whether a change is needed in the person's plan of care and make decisions with respect to medication adjustments.

**Enacted Law Summary**

Public Law 2017, chapter 80 authorizes a licensed physical therapist to perform finger stick blood testing in a person's home in order to collect a blood sample. The physical therapist must communicate the results of the blood test to a health care practitioner, who will interpret the test results, determine whether a change is needed in the person's plan of care and make decisions with respect to medication adjustments.

Public Law 2017, chapter 80 was enacted as an emergency measure effective May 26, 2017.

**LD 810      An Act To Allow Funeral Homes To Own and Operate Crematories**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MAKER J STEWART H	ONTP	

This bill authorizes funeral establishments to own and operate crematories and exempts these funeral-establishment-owned crematories from the law prohibiting operating a crematory on a for-profit basis. The bill also exempts funeral-establishment-owned crematories from the law requiring crematories to be located within cemeteries and instead requires only that these crematories meet state and municipal zoning and environmental standards.

**LD 811      An Act Regarding Continuing Education for Persons Engaged in the  
Practice of Funeral Service**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MAKER J STEWART H	ONTP	

This bill allows persons licensed by the Maine State Board of Funeral Service to meet the biennial 12-hour continuing education requirement in whole or in part through approved programs or courses that are conducted online.