

MAINE STATE LEGISLATURE

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R. of S.

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L.D. 518

(Filing No. S- 61)

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STATE OF MAINE
SENATE
113TH LEGISLATURE
FIRST REGULAR SESSION

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COMMITTEE AMENDMENT " A " to S.P. 191, L.D. 518,
Bill, "AN ACT to Revise the Maine Medical Laboratory
Act."

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Amend the bill in section 1, by striking out all
of subsection 3 and inserting in its place the fol-
lowing:

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'3. Physicians. Physicians, physician assist-
ants, family nurse practitioners, Medicare-certified
rural health clinics, professional associations or
group practices, excluding laboratories incorporated
for the mutual use of physician or group practice
owners, registered in the State who operate a medical
laboratory exclusively for the examination of their
own patients and only perform tests acceptable to the
department and the commission, otherwise only sec-
tions 2024, 2025 and 2039 apply, provided if that,
referred work is received in the laboratory, all pro-
visions of this Act shall apply;'

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Further amend the bill in section 2 by striking
out all of subsection 4 and inserting in its place
the following:

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'4. Schools and industrial plants. Medical labo-
ratories in a school, college, university or indus-
trial plant which are under the direct supervision of
and which services are used exclusively by a duly li-
censed physician and only perform tests acceptable to
the department and the commission, otherwise only
sections 2024, 2025 and 2039 apply;'

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Further amend the bill by inserting after section
8 the following:

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'Sec. 9. 22 MRSA §2026, first ¶, as amended by

COMMITTEE AMENDMENT " A " to S.P. 191, L.D. 518

1 PL 1983, c. 812, §122, is further amended to read:

2 The Maine Medical Laboratory Commission, estab-
 3 lished by Title 5, section 12004, subsection 8, shall
 4 consist of ~~10~~ 11 members who are residents of the
 5 State. The commissioner of the department or a person
 6 appointed by him shall be a member and is hereby des-
 7 ignated and shall serve as the chairman. The Maine
 8 Osteopathic Association and the Maine Medical Associ-
 9 ation shall each nominate one person, which nominees
 10 shall be appointed to the commission by the Governor.
 11 The remaining 7 8 members shall be appointed by the
 12 Governor and 3 of these members shall be certified by
 13 the American Board of Pathology and one member shall
 14 be certified by the American Osteopathic Board of Pa-
 15 thology. If persons possessing such qualifications
 16 are unavailable or unable to serve, the Governor may
 17 substitute any allopathic physician licensed in the
 18 State in lieu of an individual certified by the Amer-
 19 ican Board of Pathology and any osteopathic physician
 20 licensed by the State in lieu of the individual cer-
 21 tified by the American Osteopathic Board of Patholo-
 22 gy. ~~The remaining-3~~ Three members shall be public
 23 members who shall not derive any significant part of
 24 their income from the medical care industry. The re-
 25 maining member shall be a technologist as defined in
 26 42 Code of Federal Regulations, Chapter IV, Part
 27 405.1315, Subpart M.

28 Further amend the bill by renumbering the sec-
 29 tions to read consecutively.

30 STATEMENT OF FACT

31 This amendment:

32 1. Includes physician assistants and family
 33 nurse practitioners under the exemptions of this Act,
 34 consistent with current practice;

COMMITTEE AMENDMENT "A" to S.P. 191, L.D. 518

3. Changes the membership of the Maine Medical Laboratory Commission to include a technologist as defined in 42 Code of Federal Regulations, Chapter IV, Part 405.1315, Subpart M.

Reported by Senator Gauvreau for the Committee on
Human Resources. Reproduced and Distributed Pursuant
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