

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

SECOND REGULAR SESSION - 1990

Legislative Document

No. 1852

H.P. 1335

House of Representatives, December 8, 1989

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.

Received by the Clerk of the House on December 8, 1989. Referred to the Committee on Business Legislation and 1600 ordered printed pursuant to Joint Rule 14.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative RIDLEY of Shapleigh.

Cosponsored by Senator HOBBS of York, Representative PARADIS of Augusta and Representative HASTINGS of Fryeburg.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY

An Act to Amend the Professional Service Corporation Act.



Be it enacted by the People of the State of Maine as follows:

13 MRSA §705, as enacted by PL 1969, c. 411, is amended to read:

§705. Corporate organization

An individual or group of individuals duly licensed or otherwise legally authorized to render the same professional service within this State may organize and become a shareholder or shareholders of a professional corporation under the corporation laws for the sole and specific purpose of rendering the same and specific professional service. Notwithstanding any other provisions of law, for the purposes of this chapter, osteopathic physicians licensed under Title 32, chapter 36, and physicians and surgeons licensed under Title 32, chapter 48, are considered to render the same professional service.

STATEMENT OF FACT

The Professional Service Corporation Act was enacted in 1969 to allow professionals licensed in the same profession to practice in a corporate setting. However, "professional service" under the Maine Revised Statutes, Title 13, section 703, subsection 2, separately lists osteopaths and physicians and surgeons, thereby precluding these 2 types of professionals from practicing together in a single professional service corporation. The purpose of this bill is to define their service as the same for the purpose of the Professional Service Corporation Act, thus allowing osteopathic and allopathic physicians to practice together in a professional service corporation.