

MAINE STATE LEGISLATURE

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118th MAINE LEGISLATURE

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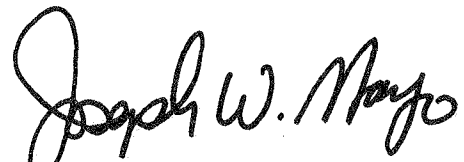
H.P. 616

House of Representatives, February 6, 1997

An Act to Amend the Dental Licensure Laws to Authorize Special Permits for Instruction in Dentistry and to Identify and Rehabilitate Impaired Dentists.

Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 204.

Reference to the Committee on Business and Economic Development suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative CAMERON of Rumford.
Cosponsored by Senator JENKINS of Androscoggin and
Representative VIGUE of Winslow.

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

2
4 **Sec. 1. 24 MRSA §2502, sub-§1**, as amended by PL 1993, c. 600,
Pt. B, §§21 and 22, is further amended to read:

6 **1. Board.** "Board" means the Board of Licensure in Medicine,
8 the Board of Dental Examiners or the Board of Osteopathic
Licensure.

10 **Sec. 2. 24 MRSA §2502, sub-§4-A**, as amended by PL 1993, c.
12 600, Pt. A, §17, is further amended to read:

14 **4-A. Professional review committee.** "Professional review
16 committee" means a committee of physicians or dentists formed by
18 a professional society for the purpose of identifying and working
20 with physicians, dentists and physician assistants who are
22 disabled or impaired by virtue of physical or mental infirmity or
by the misuse of alcohol or drugs, as long as the committee
operates pursuant to protocols approved by the Board of Licensure
in Medicine, the Board of Dental Examiners or the Board of
Osteopathic Licensure.

24 **Sec. 3. 24 MRSA §2505, 2nd ¶**, as amended by PL 1993, c. 600,
Pt. A, §18, is further amended to read:

26 Except for specific protocols developed by a board pursuant
28 to Title 32, section 1073, 2596-A or 3298, a physician, dentist
or committee is not responsible for reporting misuse of alcohol
30 or drugs or professional incompetence or malpractice as a result
of physical or mental infirmity or by the misuse of alcohol or
32 drugs discovered by the physician, dentist or committee as a
result of participation or membership in a professional review
34 committee or with respect to any information acquired concerning
misuse of alcohol or drugs or professional incompetence or
36 malpractice as a result of physical or mental infirmity or by the
misuse of alcohol or drugs, as long as that information is
38 reported to the professional review committee. Nothing in this
section may prohibit an impaired physician or dentist from
40 seeking alternative forms of treatment.

42 **Sec. 4. 32 MRSA §1073, sub-§2**, as amended by PL 1993, c. 600,
Pt. A, §59, is further amended to read:

44 **2. Rules.** Adopt rules in accordance with the Maine
46 Administrative Procedure Act that are necessary for the
implementation of this chapter. The rules may include, but need
48 not be limited to, requirements for licensure, interviews for
licensing and renewal, continuing education, inactive licensure
50 status, use of general anesthesia and fees for providing a list
of addresses of licensed professionals upon request; and

