

# MAINE STATE LEGISLATURE

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# 122nd MAINE LEGISLATURE

## FIRST REGULAR SESSION-2005

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Legislative Document

No. 1471

H.P. 1034

House of Representatives, March 24, 2005

### **An Act To Update the Membership of Certain Professional Licensing Boards**

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

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative SMITH of Monmouth. (GOVERNOR'S BILL)  
Cosponsored by Senator BROMLEY of Cumberland and  
Representatives: AUSTIN of Gray, COLLINS of Wells, O'BRIEN of Lewiston, RECTOR of  
Thomaston.

2  
3 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 32 MRSA §1151, first ¶,** as amended by PL 1991, c. 438,  
5 §1, is further amended to read:

6 The Electricians' Examining Board, as established by Title  
7 5, section 12004-A, subsection 13, and in this chapter called the  
8 "board," consists of 7 members appointed by the Governor, ~~called~~  
9 ~~the "appointive members," and the Commissioner of Professional~~  
10 ~~and Financial Regulation or a representative appointed by the~~  
11 ~~commissioner.~~

12 **Sec. 2. 32 MRSA §1151, 2nd ¶,** as amended by PL 1999, c. 386,  
13 Pt. F, §11, is further amended to read:

14 The 7 ~~appointive~~ members consist of: one master electrician  
15 experienced in low-energy electronics; one electrician who is a  
16 bona fide member from organized labor classified as an inside  
17 electrician; one electrical inspector; one master electrician  
18 from the education field; and one person experienced in the  
19 electrical field, all of whom must have at least 10 years of  
20 experience in the electrical field, ~~provided~~ except that the  
21 latter 3 need not be active electricians at the time of their  
22 appointment; and 2 representatives of the public.

23 **Sec. 3. 32 MRSA §1151, last ¶,** as repealed and replaced by PL  
24 1983, c. 413, §34, is amended to read:

25 Any ~~appointive~~ member of the board may be removed from  
26 office for cause by the Governor.

27 **Sec. 4. 32 MRSA §7026, first ¶,** as amended by PL 1989, c. 503,  
28 Pt. B, §150, is further amended to read:

29 The State Board of Social Worker Licensure, as established  
30 by Title 5, section 12004-A, subsection 38, within the Department  
31 of Professional and Financial Regulation, shall administer this  
32 chapter. The board ~~shall consist~~ consists of 7 members appointed  
33 by the Governor. Three members of the board ~~shall~~ must be  
34 licensed clinical social workers, licensed master social workers  
35 or certified social workers - independent practice, ~~at least one~~  
36 ~~of whom must be practicing social work in a nonclinical setting;~~  
37 2 ~~shall~~ must be licensed social workers; and there ~~shall~~ must be  
38 2 public members. ~~Each level of licensure shall be represented~~  
39 ~~on the board.~~ In addition, board members ~~shall~~ must meet the  
40 qualifications required under section 7027.

41 **Sec. 5. 32 MRSA §14211-A, sub-§1,** as amended by PL 2001, c.  
42 599, §1 and affected by §3, is further amended to read:

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2       **1. Membership.** The Board of Barbering and Cosmetology, as  
3 established by Title 5, section 12004-A, subsection 6, consists  
4 of 9 ~~8~~ members appointed by the Governor. Two members must be  
5 representatives of the public; 2 must be licensed and practicing  
6 cosmetologists; one must be a licensed and practicing barber; one  
7 must be a licensed instructor that has at least 3 years of  
8 instructing experience and no current affiliation with any school  
9 currently licensed in the State; ~~one must be the owner of a~~  
10 ~~school licensed by the board;~~ one must be a licensed and  
11 practicing manicurist; and one must be a licensed and practicing  
12 aesthetician.

13       **Sec. 6. 32 MRSA §14211-A, sub-§5,** as enacted by PL 1997, c.  
14 771, §8, is repealed.

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### SUMMARY

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18       This bill eliminates a board position on the Electricians'  
19 Examining Board designated for the Commissioner of Professional  
20 and Financial Regulation or the commissioner's designee. This  
21 bill also amends the State Board of Social Worker Licensure by  
22 removing restrictive language with regard to license types.  
23 Finally, the bill eliminates one position from the Board of  
24 Barbering and Cosmetology currently designated for an owner of a  
25 barbering or cosmetology school located in the State.  
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