

MAINE STATE LEGISLATURE

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SAM
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L.D. 612

Date: 6-2-21

(Filing No. H. 318)

MINORITY
INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND
BUSINESS

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
130TH LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 448, L.D. 612, "An Act To Recognize Occupational Licenses and Certifications from Other States To Attract New Residents and Businesses to Maine"

Amend the bill in section 1 in c. 147 in §18603 in the first indented paragraph in the first 2 lines (page 3, lines 1 and 2 in L.D.) by striking out the following: "is equivalent to" and inserting the following: 'meets or exceeds the requirements for'

Amend the bill in section 1 in c. 147 in §18604 in subsection 2 in the last line (page 3, line 15 in L.D.) by striking out the following: "and"

Amend the bill in section 1 in c. 147 in §18604 by striking out all of subsection 3 (page 3, lines 16 and 17 in L.D.) and inserting the following:

3. Requirements. The person's work experience demonstrates the person meets or exceeds the requirements for an occupational license in this State, as determined by that board; and

4. Other requirements. The person satisfies the requirements of section 18602, subsections 5 to 9.'

Amend the bill in section 1 in c. 147 in §18605 in subsection 4 in the last line (page 3, line 33 in L.D.) by striking out the following: "and"

Amend the bill in section 1 in c. 147 in §18605 by striking out all of subsection 5 (page 3, lines 34 and 35 in L.D.) and inserting the following:

5. Requirements. The person's private certification and work experience demonstrate the person meets or exceeds the requirements for an occupational license in this State, as determined by that board; and

6. Other requirements. The person satisfies the requirements of section 18602, subsections 5 to 9.'

COMMITTEE AMENDMENT

1 Amend the bill in section 1 in c. 147 by striking out all of §18610 (page 4, lines 14 and
2 15 in L.D.) and inserting the following:

3 **§18610. Exception**

4 This chapter does not apply to:

5 **1. Supreme Judicial Court.** An occupation regulated by the Supreme Judicial Court;

6 **2. National credentials required.** An occupation that requires a person to hold a
7 credential from a nationally recognized certification organization;

8 **3. Corrections officer.** A corrections officer as defined in Title 25, section 2801-A,
9 subsection 2;

10 **4. Law enforcement officer.** A law enforcement officer as defined in Title 25, section
11 2801-A, subsection 5;

12 **5. Firefighter.** An active member of a municipal fire department or a volunteer fire
13 association as defined in Title 30-A, section 3151; and

14 **6. Emergency medical services' person.** An emergency medical services' person
15 licensed under Title 32, chapter 2-B.¹

16 Amend the bill by relettering or renumbering any nonconsecutive Part letter or section
17 number to read consecutively.

18 **SUMMARY**

19 This amendment, which is the minority report of the committee, adds a requirement
20 that a person seeking recognition for an occupational license or government certification
21 based upon qualifications from another state demonstrate that the person meets or exceeds
22 the requirements in this State. The amendment also adds exceptions to the licensing
23 portability provisions for corrections officers, law enforcement officers, firefighters,
24 emergency medical services' persons and any occupation that requires a person to hold a
25 nationally recognized certification from an organization authorized to issue national
26 certifications.

FISCAL NOTE REQUIRED
(See attached)



130th MAINE LEGISLATURE

LD 612

LR 511(02)

An Act To Recognize Occupational Licenses and Certifications from Other States To Attract New Residents and Businesses to Maine

Fiscal Note for Bill as Amended by Committee Amendment *Aⁿ (H-318)*
Committee: Innovation, Development, Economic Advancement and Business
Fiscal Note Required: Yes

Fiscal Note

Current biennium cost increase - Other Special Revenue Funds
Potential current biennium revenue decrease - Other Special Revenue Funds

Fiscal Detail and Notes

Additional costs to boards within and affiliated with the Department of Professional and Financial Regulation to implement the requirements of this legislation and the ability of each board to absorb those costs without raising fees can not be determined at this time. It is unclear whether the \$100 cap on fees that a board receiving an application for an occupational license or government certification under this legislation may charge to recoup its costs is in addition to a licensing fee or the maximum amount a board may charge an applicant. If the intent is that the cap for all fees is \$100, then this bill may result in a reduction in revenue received by boards from licensing fees as the current fee for some boards is above \$100.