

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Sixth Legislature
1ST SPECIAL SESSION
JANUARY 2, 1974 TO MARCH 29, 1974
AND BY THE
One Hundred and Seventh Legislature
REGULAR SESSION
JANUARY 1, 1975 TO JULY 2, 1975

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN
ACCORDANCE WITH THE REVISED STATUTES OF 1964, TITLE 3,
SECTION 164, SUBSECTION 6.

THE KNOWLTON AND MCLEARY COMPANY
FARMINGTON, MAINE
1975

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
One Hundred and Seventh Legislature

1975

CHAPTER 258

AN ACT to Provide for a Licensed Practical Nurse on the State Board of Nursing.

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

Sec. 1. 32 MRSA § 2151 is repealed and the following enacted in place thereof:

§ 2151. Appointment; term; removal

A State Board of Nursing, as heretofore created, shall consist of 6 members who shall be appointed by the Governor with the advice and consent of the Council. Five members of the board shall be professional nurses, one of whom shall be active in practical nurse education or in a school of practical nursing at the time of appointment. One member shall be a licensed practical nurse. Except to fill vacancies in unexpired terms, all appointments shall be for a term of 5 years after such appointment or until their successors have been duly appointed and qualified. No person shall be eligible for more than one reappointment.

Each appointment of a professional nurse shall be made from a list of 3 candidates, qualified as provided, selected by the Board of Directors of the Maine State Nurses' Association and submitted to the Governor not less than 60 days before the time of appointment. Any professional nurse vacancy occurring on the board shall be filled for the unexpired term by appointment to be made by the Governor from like nominations submitted by the Maine State Nurses' Association in the manner aforesaid.

Each appointment of a practical nurse shall be made from a list of 3 candidates, qualified as provided, selected by the Board of Directors of the Maine Licensed Practical Nurses' Association and submitted to the Governor not less than 60 days before the time of appointment. Any practical nurse vacancy occurring on the board shall be filled for the unexpired term by appointment to be made by the Governor from like nominations submitted by the Maine Licensed Practical Nurses' Association in the manner aforesaid.

The Governor may remove any member from the board for cause with the advice and consent of the Council.

Sec. 2. 32 MRSA § 2152 is repealed and the following enacted in place thereof:

§ 2152. Qualifications

Each member of the board shall be a citizen of the United States, a resident of this State and shall file with the Secretary of State an oath of office before beginning his or her term of office.

1. Professional nurses. Of the 5 professional nurse members, 3 shall possess the following qualifications:

A. Professional nursing program. Graduation from a basic professional nursing program accredited by the state agency having the power to accredit such schools in the State in which the program was conducted;

B. College. Graduation from a recognized college or university, with at least a baccalaureate degree, with either a major in the field of nursing or with a major in education with advanced courses in nursing;

C. Status. The status of professional nurse licensed to practice in Maine;

D. Experience. At least 5 years' successful experience since graduation in administration or teaching in an educational program to prepare practitioners of nursing;

E. Practice. Three years in the active practice of professional nursing immediately preceding appointment.

Two professional nurse members shall qualify under paragraphs A, C and E.

2. Licensed practical nurse. The licensed practical nurse member shall possess the following qualifications:

A. Status. The status of practical nurse licensed to practice in Maine;

B. Practice. Three years in the active practice of practical nursing immediately preceding appointment.

Sec. 3. 32 MRSA § 2154 is amended to read:

§ 2154. Qualifications of executive employee

The executive director shall meet all the qualifications for professional nurse board members required in section 2152 and shall, in addition, hold a master's degree from a recognized college or university with an educational preparation which shall have included courses in administration and teaching in schools of nursing.

Sec. 4. Transitional provisions. The positions and terms of current members of the State Board of Nursing shall not be affected by this Act.

Effective October 1, 1975

CHAPTER 259

AN ACT to Provide for a Deputy Chief Judge of the District Court.

Emergency preamble. Whereas, the work load of the District Court is, because of increase, becoming pressing; and

Whereas, there is a necessity for good administration of the court's assignment of duties to member judges; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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