

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 7, 2016 to August 2, 2017**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**NOVEMBER 1, 2017**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH THE MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

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**Augusta, Maine**  
**2017**

A. Is in fact barricaded as a result of the person's own actions;

B. Is or claims to be armed with a dangerous weapon;

C. Is instructed by a law enforcement officer or law enforcement agency, either personally, electronically or in writing, to leave the barricaded location; and

D. Fails in fact to leave the barricaded location within 1/2 hour of receiving the instruction as described in paragraph C from a law enforcement officer or law enforcement agency.

**2. Class E crime.** Creating a police standoff is a Class E crime.

**Sec. 2. 25 MRSA c. 405,** as amended, is repealed.

See title page for effective date.

## CHAPTER 87

### H.P. 140 - L.D. 184

#### **An Act To Allow Hospitals To More Efficiently Monitor the Prescribing of Controlled Substances by Amending the Laws Governing Access to Prescription Monitoring Information**

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

**Sec. 1. 22 MRSA §7250, sub-§4, ¶¶I and J,** as enacted by PL 2015, c. 488, §6, are amended to read:

I. Staff members of a licensed hospital who are authorized by the chief medical officer of the hospital, insofar as the information relates to a patient receiving care in the hospital's emergency department or receiving inpatient services from the hospital; ~~and~~

J. Staff members of a pharmacist who are authorized by the pharmacist on duty, insofar as the information relates to a customer seeking to have a prescription filled; ~~and~~

**Sec. 2. 22 MRSA §7250, sub-§4, ¶K** is enacted to read:

K. The chief medical officer, medical director or other administrative prescriber employed by a licensed hospital, insofar as the information relates to prescriptions written by prescribers employed by that licensed hospital.

See title page for effective date.

## CHAPTER 88

### S.P. 136 - L.D. 409

#### **An Act To Amend the Laws Pertaining to the Maine Public Employees Retirement System**

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

**Sec. 1. 3 MRSA §701, sub-§11-A** is enacted to read:

**11-A. Medical provider.** "Medical provider" means a physician or clinical psychologist.

**Sec. 2. 3 MRSA §734,** as amended by PL 2007, c. 491, §12, is further amended to read:

#### **§734. Medical board**

A medical board of the other programs of the Maine Public Employees Retirement System established in Title 5, section 17106, subsection 1 is the medical board of the Legislative Retirement Program. The medical board shall arrange for and pass upon all medical examinations required under this chapter with respect to disability retirements and shall report in writing to the executive director its conclusions and recommendations upon all the matters referred to it. The board of trustees may designate other ~~physicians~~ medical providers to provide medical consultation on legislative disability cases.

**Sec. 3. 3 MRSA §853,** as amended by PL 2007, c. 491, §27, is further amended to read:

#### **§853. Disability retirement**

Any member who becomes disabled while in service may receive a disability retirement allowance on the same basis as provided for members of the State Employee and Teacher Retirement Program by Title 5, chapter 423, subchapter 5, article ~~3~~ 3-A.

**Sec. 4. 4 MRSA §1201, sub-§12-A** is enacted to read:

**12-A. Medical provider.** "Medical provider" means a physician or clinical psychologist.

**Sec. 5. 4 MRSA §1234,** as amended by PL 2007, c. 491, §38, is further amended to read:

#### **§1234. Medical board**

A medical board of the other programs of the Maine Public Employees Retirement System established in section 17106, subsection 1 is the medical board of the Judicial Retirement Program. The medical board shall arrange for and pass upon all medical examinations required under this chapter with respect to disability retirements and shall report in writing to the Supreme Judicial Court its conclusions and recommendations upon all the matters referred to it. The board of trustees may designate other ~~physicians~~