

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND THIRTIETH LEGISLATURE

FIRST REGULAR SESSION
December 2, 2020 to March 30, 2021

FIRST SPECIAL SESSION
April 28, 2021 to July 19, 2021

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 29, 2021

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
OCTOBER 18, 2021

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

Augusta, Maine
2021

§85-B. Emergency medical services ambulance operators

1. Mandatory qualifications. The board shall adopt rules governing qualifications for and standards to be observed by emergency medical services ambulance operators, including:

A. Establishing licensing requirements for emergency medical services ambulance operators;

B. Establishing minimal education and continuing education requirements for emergency medical services ambulance operators;

C. Providing for Maine Emergency Medical Services approval of training programs for emergency medical services ambulance operators that are conducted in accordance with standards approved by the board; and

D. Establishing requirements for holding a valid state driver's license pursuant to Title 29-A, chapter 11, subchapter 1.

2. Background check. The board shall obtain criminal history record information containing a record of public criminal history record information as defined in Title 16, section 703, subsection 8 for an applicant for licensure under this section. Information obtained pursuant to this subsection is confidential and may be used only to determine suitability for issuance of a license to operate an emergency medical services ambulance. The results of criminal history record information checks received by the board are for official use only and may not be disseminated outside the board. The applicant for licensure shall pay the expense of obtaining the information required by this subsection.

3. Persons requiring a license to operate an emergency medical services ambulance. A person not licensed under section 85 who is associated with a ground ambulance service shall obtain a license under this section to operate an emergency medical services ambulance. This section does not apply to a person not associated with a ground ambulance service who operates an emergency medical services ambulance.

4. Licensing actions. A license issued under this section is subject to the provisions of sections 90-A and 91-A.

5. Effect on tort claims. This section does not increase any liability that may arise or be limited under Title 14, chapter 741.

6. Rules. The board shall adopt rules to carry out the purposes of this section. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

See title page for effective date.

**CHAPTER 221
H.P. 1233 - L.D. 1662**

**An Act Regarding Maine's
Sales Prohibition on
Upholstered Furniture Treated
with Flame-retardant
Chemicals**

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

Sec. 1. 38 MRSA §1609-A, sub-§3, ¶B, as enacted by PL 2017, c. 311, §1, is amended to read:

B. Upholstered furniture purchased for public use in public facilities, including, but not limited to, schools, jails and hospitals, that is required by the State of California to meet the flammability standard in California Department of Consumer Affairs, Bureau of Home Furnishings and Thermal Insulation Technical Bulletin 133, "Flammability Test Procedure for Seating Furniture for Use in Public Occupancies," dated January 1991; ~~and~~

Sec. 2. 38 MRSA §1609-A, sub-§3, ¶C, as enacted by PL 2017, c. 311, §1, is amended to read:

C. New upholstered furniture otherwise subject to the prohibition in subsection 2 that is sold, offered for sale or distributed for promotional purposes in the State by a retailer or wholesaler on or after January 1, 2019 and that was imported into the State or otherwise purchased or acquired by the retailer or wholesaler for sale or distribution in the State prior to January 1, 2019; ~~and~~

Sec. 3. 38 MRSA §1609-A, sub-§3, ¶D is enacted to read:

D. Electronic components and associated electronic component casings of upholstered furniture that is subject to the prohibition in subsection 2.

Sec. 4. 38 MRSA §1609-A, sub-§3-A is enacted to read:

3-A. Retailer indemnification. If upholstered furniture delivered to a retailer in the State by the manufacturer of the upholstered furniture is subsequently determined to contain flame-retardant chemicals such that it is prohibited from sale or distribution in the State under subsection 2, the retailer is entitled to a full refund from the manufacturer with respect to that upholstered furniture, including shipping and other related costs.

See title page for effective date.