

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
123<sup>RD</sup> LEGISLATURE  
FIRST REGULAR SESSION



Summaries of bills and adopted amendments and laws enacted or finally passed during the First Regular Session of the 123<sup>rd</sup> Maine Legislature coming from the

**JOINT STANDING COMMITTEE ON BUSINESS, RESEARCH  
AND ECONOMIC DEVELOPMENT**

July 2007

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# STATE OF MAINE

123<sup>RD</sup> LEGISLATURE

FIRST REGULAR SESSION

## LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS



This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all bills and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 123<sup>rd</sup> Maine Legislature, which was in session from December 6, 2006 to June 21, 2007.

The *Digest* is arranged alphabetically by committee, and within each committee by LD number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. The appendices include a summary of relevant session statistics, an index of all bills by LD number and an index of enacted laws by law type and chapter number.

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

CON RES XXX.....	Chapter # of Constitutional Resolution passed by both Houses
CONF CMTE UNABLE TO AGREE.....	Committee of Conference unable to agree; bill died
DIED BETWEEN BODIES.....	House & Senate disagree; bill died
DIED IN CONCURRENCE.....	One body accepts ONTP report; the other indefinitely postpones the bill
DIED ON ADJOURNMENT.....	Action incomplete when session ended; bill died
EMERGENCY.....	Enacted law takes effect sooner than 90 days
FAILED EMERGENCY ENACTMENT/FINAL PASSAGE.....	Emergency bill failed to get 2/3 vote
FAILED ENACTMENT/FINAL PASSAGE.....	Bill failed to get majority vote
FAILED MANDATE ENACTMENT.....	Bill imposing local mandate failed to get 2/3 vote
NOT PROPERLY BEFORE THE BODY.....	Ruled out of order by the presiding officers; bill died
INDEF PP.....	Bill Indefinitely Postponed
ONTP (or Accepted ONTP report).....	Ought Not To Pass report accepted
OTP-ND.....	Committee report Ought To Pass In New Draft
P&S XXX.....	Chapter # of enacted Private & Special Law
PASSED.....	Joint Order passed in both bodies
PUBLIC XXX.....	Chapter # of enacted Public Law
RESOLVE XXX.....	Chapter # of finally passed Resolve
UNSIGNED.....	Bill held by Governor
VETO SUSTAINED.....	Legislature failed to override Governor's Veto

Please note that the effective date for non-emergency legislation enacted in the First Regular Session is **September 20, 2007**. The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills.

# Joint Standing Committee on Business, Research and Economic Development

## LD 1575 An Act To Authorize the Maine Board of Pharmacy To Establish a Pharmacist Health Program

PUBLIC 288  
EMERGENCY

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PERRY A	OTP-AM	H-335

This bill authorizes the Maine Board of Pharmacy to establish a program promoting the health and recovery of pharmacists and pharmacy technicians who are diagnosed with substance use disorders and other mental illnesses.

### Committee Amendment "A" (H-335)

This amendment adds an appropriations and allocations section to the bill.

### Enacted Law Summary

Public Law 2007, chapter 288 authorizes the Maine Board of Pharmacy to establish a program that promotes the health and recovery of pharmacists and pharmacy technicians who are diagnosed with substance use disorders and other mental illnesses.

## LD 1598 An Act To Grant Supervisory Privileges to Supervising Nurse Practitioners

PUBLIC 316

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PINKHAM	OTP-AM	H-386

This bill authorizes qualified independent registered nurse practitioners to provide the supervision necessary for a certified nurse practitioner to qualify to practice as an advanced practice registered nurse.

### Committee Amendment "A" (H-386)

This amendment changes the bill by replacing the term "qualified independent nurse practitioner" with the term "supervising nurse practitioner" to more accurately describe the position.

It retains the bill's provisions for the position requiring 24 months of supervised practice and the approval of the State Board of Nursing. It adds to the requirements 5 years of practice in the same specialty and working in a clinical health care field for a minimum of 10 years.

### Enacted Law Summary

Public Law, chapter 316 authorizes supervising nurse practitioners to provide the supervision necessary for certified nurse practitioners to qualify to practice as an advanced practice registered nurse. The law adds a definition for the term "supervising nurse practitioner" to accurately describe the position.

## LD 1600 An Act To Allocate the Number of Redemption Centers Based on Population

DIED BETWEEN  
HOUSES

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RECTOR	OTP-AM MAJ ONTP MIN	H-272

# Joint Standing Committee on Business, Research and Economic Development

The bill amends the licensing of local redemption centers by requiring the Department of Professional and Financial Regulation to consider the proximity of a proposed redemption center to existing redemption centers. The bill also limits the number of redemption centers that may be licensed in a municipality based on the population of the municipality. The population limits do not apply to existing redemption centers, certain licensed food establishments and reverse vending machines located in a redemption center and may be waived if the applicant shows a compelling need for another redemption center.

The bill also provides a procedure for an applicant denied a license to appeal that denial.

## Committee Amendment "A" (H-272)

This amendment removes the provision of the bill that adds additional rulemaking language, as the Department of Agriculture, Food and Resources already has rulemaking authority regarding the licensing and renewal of redemption centers. It also makes changes to the bill's requirements for the location and number of redemption centers in municipalities based on population. It also clarifies that eating establishments licensed by the Department of Health and Human Services are also exempt from the population size location requirements for redemption centers.

## LD 1620 An Act To Provide for the 2007 and 2008 Allocations of the State Ceiling on Private Activity Bonds

P & S 18  
EMERGENCY

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BROMLEY	OTP-AM	S-145

This bill establishes the allocations of the state ceiling on issuance of tax-exempt bonds for calendar years 2007 and 2008. Under federal law, a maximum of \$256,235,000 in tax-exempt bonds benefiting private individuals or entities may be issued in the State in 2007, and at least \$256,235,000 in tax-exempt bonds benefiting private individuals or entities may be issued in the State in 2008. This bill allocates the state ceiling among the state-level issuers of tax-exempt bonds.

## Committee Amendment "A" (S-145)

This amendment incorporates a fiscal note.

## Enacted Law Summary

Private and Special Law 2007, chapter 18 establishes the allocations of the state ceiling on issuance of tax-exempt bonds for calendar years 2007 and 2008. Under federal law, a maximum of \$256,235,000 in tax-exempt bonds benefiting private individuals or entities may be issued in the State in 2007, and at least \$256,235,000 in tax-exempt bonds benefiting private individuals or entities may be issued in the State in 2008. This law allocates the state ceiling among the state-level issuers of tax-exempt bonds.

## LD 1622 An Act To Expand Exemptions from Licensing Laws for Professional Engineers

PUBLIC 379

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BROMLEY	OTP-AM	S-240

The bill exempts certain persons engaged in certain minor construction from the requirements of the Maine Revised Statutes, Title 32, chapter 19.