

MAINE STATE LEGISLATURE

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STATE OF MAINE
126TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

**JOINT STANDING COMMITTEE ON LABOR, COMMERCE,
RESEARCH AND ECONOMIC DEVELOPMENT**

July 2013

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STATE OF MAINE

126TH LEGISLATURE
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LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 126th Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD 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 LD is noted to the right of the LD title. The following describes the various final actions.

CARRIED OVER carried over to a subsequent session of the Legislature
CON RES XXX..... chapter # of constitutional resolution passed by both houses
CONF CMTE UNABLE TO AGREE.....Committee of Conference unable to agree; legislation died
DIED BETWEEN HOUSES.....House & Senate disagreed; legislation died
DIED IN CONCURRENCE.....defeated in each house, but on different motions; legislation died
DIED ON ADJOURNMENT..... action incomplete when session ended; legislation died
EMERGENCY..... enacted law takes effect sooner than 90 days after session adjournment
FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE emergency failed to receive required 2/3 vote
FAILED, ENACTMENT or FINAL PASSAGE..... failed to receive final majority vote
FAILED, MANDATE ENACTMENT legislation proposing local mandate failed required 2/3 vote
HELD BY GOVERNOR..... Governor has not signed; final disposition to be determined at subsequent session
LEAVE TO WITHDRAW..... sponsor's request to withdraw legislation granted
NOT PROPERLY BEFORE THE BODY ruled out of order by the presiding officer; legislation died
INDEF PP..... indefinitely postponed; legislation died
ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X... ought-not-to-pass report accepted; legislation died
P&S XXX..... chapter # of enacted private & special law
PUBLIC XXX.....chapter # of enacted public Law
RESOLVE XXX..... chapter # of finally passed resolve
VETO SUSTAINED..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 126th Legislature is October 9, 2013. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

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Compensation Act of 1992, and applies the rebuttable presumption to paid firefighters and emergency medical services persons as well as volunteers, but limits the application of the rebuttable presumption to an injury that occurs after the firefighter or emergency medical services person is on a public way responding to a call. The amendment also eliminates the provision in the bill prohibiting an employer or insurer from seeking to limit workers' compensation benefits to only those injuries that occur after the firefighter or emergency medical services person begins traveling on a public way.

Senate Amendment "A" To Committee Amendment "A" (S-333)

This amendment adds a mandate preamble.

LD 237 An Act To Establish Uniform Quorum, Meeting and Chair Requirements for Professional and Occupational Licensing Boards

PUBLIC 246

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CUSHING CAMPBELL J	OTP-AM	S-219

This bill establishes a uniform quorum requirement for the 31 licensing boards within the Department of Professional and Financial Regulation, Office of Professional and Occupational Regulation. The quorum is a majority of the members serving on the board. The bill also repeals provisions in the individual board laws that require a board to meet at least once a year and that authorize the board chair or a majority of the members to convene a meeting of the board. The authority to elect a chair is moved from the individual board laws to the Maine Revised Statutes, Title 10, section 8010.

Committee Amendment "A" (S-219)

The bill repeals provisions concerning meetings, election of board chairs and quorum requirements for 31 licensing boards under the auspices of the Department of Professional and Financial Regulation, Office of Professional and Occupational Regulation. The amendment instead removes only the language from the statutes that deals with the quorum requirements, since the bill establishes uniform quorum requirements for the boards.

Enacted Law Summary

Public Law 2013, chapter 246 establishes uniform quorum requirements for 31 licensing boards under the auspices of the Department of Professional and Financial Regulation, Office of Professional and Occupational Regulation.

LD 246 An Act To Provide for the 2013 and 2014 Allocations of the State Ceiling on Private Activity Bonds

P & S 2

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PATRICK HERBIG	OTP-AM	S-9

This bill establishes the allocations of the state ceiling on issuance of tax-exempt private activity bonds for calendar years 2013 and 2014. This bill allocates the state ceiling among the state-level issuers of tax-exempt bonds.

Committee Amendment "A" (S-9)

This amendment incorporates a fiscal note.

Enacted Law Summary

Private and Special Law 2013, chapter 2 establishes the allocations of the state ceiling on issuance of tax-exempt

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private activity bonds for calendar years 2013 and 2014. The law allocates the state ceiling among the state-level issuers of tax-exempt bonds.

LD 249 *Resolve, Directing the Board of Dental Examiners To Amend Its Rules To Improve Access to Oral Health Care in Maine* RESOLVE 36

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
VALENTINO HOBBINS	OTP-AM	S-65

This resolve requires the Board of Dental Examiners to amend its rules to permit a dental student to perform limited dental service in certain settings, commensurate with the student's level of training, under the supervision and control of a licensed dentist or a teaching school.

Committee Amendment "A" (S-65)

This amendment strikes the provision in the bill that proposed to allow dental students of a bona fide dental school or university to perform dental hygiene treatment in institutional and public health service programs and in private dental offices under the control of a licensed dentist. It adds a requirement for the Board of Dental Examiners to submit a report by January 15, 2014 to the Joint Standing Committee on Labor, Commerce, Research and Economic Development on how the dental services performed by dental students under the provisions of the resolve will increase access to dental care in the underserved areas of the State, the number of private dental offices that will be participating and how the patients will be screened for treatment by dental students in the private dental offices. It authorizes the Joint Standing Committee on Labor, Commerce, Research and Economic Development to submit a bill related to this report to the Second Regular Session of the 126th Legislature.

Enacted Law Summary

Resolve 2013, chapter 36 requires the Board of Dental Examiners to amend its rules to permit a dental student to perform limited dental service in certain settings, commensurate with the student's level of training, under the supervision and control of a licensed dentist or a teaching school. It adds a requirement for the Board of Dental Examiners to submit a report by January 15, 2014 to the Joint Standing Committee on Labor, Commerce, Research and Economic Development on how the dental services performed by dental students under the provisions of the resolve will increase access to dental care in the underserved areas of the State, the number of private dental offices that will be participating and how the patients will be screened for treatment by dental students in the private dental offices. This resolve authorizes the Joint Standing Committee on Labor, Commerce, Research and Economic Development to submit a bill related to this report to the Second Regular Session of the 126th Legislature.

LD 260 *An Act To Extend Funding for the Loring Job Increment Financing Fund* PUBLIC 413

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON T AYOTTE	OTP-AM	S-7

This bill extends the funding for the Loring Job Increment Financing Fund from 2016 to 2026.

Committee Amendment "A" (S-7)

This amendment incorporates a fiscal note.

Enacted Law Summary

Public Law 2013, chapter 413 extends the funding for the Loring Job Increment Financing Fund from 2016 to 2026.