

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
126<sup>TH</sup> 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**

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# STATE OF MAINE

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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 126<sup>th</sup> 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 126<sup>th</sup> 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.

***Joint Standing Committee on Labor, Commerce, Research and Economic Development***

**LD 263      An Act To Require Dealers of Secondhand Precious Metals To Keep Records To Aid Law Enforcement      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON T	ONTP	

This bill requires every dealer engaged in the purchase of secondhand precious metals to record specific information on each bill of sale before completing the purchase of any secondhand precious metals. The bill requires dealers engaged in the purchase of secondhand precious metals to maintain these records for one year and to make the records available to law enforcement or a prosecuting attorney.

**LD 293      An Act To Ensure Parity in the Collective Bargaining Process among State Institutions of Higher Education      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KORNFELD	ONTP	

This bill removes the requirement that cost items in any collective bargaining agreement of community college employees be submitted for inclusion in the Governor's next operating budget and be subject to review by the Legislature.

**LD 314      An Act To Create the Office of Marketing      CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
VOLK TUTTLE		

This bill provides for the creation of a centralized Office of Marketing within the Department of Economic and Community Development, responsible for the coordination of all marketing efforts throughout State Government. The office will coordinate requests for proposals, contracts and participation in conferences and exhibits to create a centralized state marketing effort. This office is responsible for the coordination, development, approval and implementation of the state marketing strategy.

This bill was carried over to any special or regular session of the 126th Legislature by joint order, H.P. 1145, as amended by H-B (H-580) and H-C (H-582).

**LD 348      An Act Concerning the Scope of Practice of Cardiovascular Technologists      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GRATWICK PRINGLE	ONTP	

## ***Joint Standing Committee on Labor, Commerce, Research and Economic Development***

This bill exempts an individual holding a degree in cardiovascular technology from an accredited institution approved by the Department of Professional and Financial Regulation, Radiologic Technology Board of Examiners who is working under the supervision of a licensed physician as a cardiovascular technologist from the licensing requirements for radiographers, nuclear medicine technologists and radiation therapists.

### **LD 364      An Act To Amend the Laws Regulating Suppliers of Agricultural, Construction, Industrial and Forestry Equipment**

**PUBLIC 41**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WHITTEMORE HARVELL	OTP	

Current law prohibits a supplier of farm, forestry, construction, utility or industrial equipment from coercing a dealer to order or accept deliveries of equipment or repair parts or from interfering in a dealer's business. This bill provides that, when a supplier reimburses a dealer for equipment, repair parts or labor because of the prohibition on coercion and interference, the supplier is prohibited from recovering the supplier's costs of that reimbursement.

#### **Enacted Law Summary**

Public Law 2013, chapter 41 amends the laws regulating suppliers of farm, forestry, construction, utility or industrial equipment to provide that, when a supplier reimburses a dealer for equipment, repair parts or labor, the supplier is subsequently prohibited from recovering the supplier's costs of that reimbursement.

### **LD 411      An Act To Amend the Health Care Practitioner Licensing, Disciplinary and Reporting Laws Regarding Alcohol and Drug Abuse**

**PUBLIC 105**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PRINGLE GRATWICK	OTP-AM	H-84

This bill amends provisions of the Maine Health Security Act regarding the reporting of physicians with possible drug or alcohol problems to licensing authorities and provisions of the health care practitioner licensing laws dealing with grounds for discipline. Currently, substance use by a practitioner that is foreseeably likely to result in endangering patients is grounds for discipline; this bill instead provides that substance use that may result in endangering patients is grounds for discipline. This bill also updates terminology used to reference drug or alcohol problems.

#### **Committee Amendment "A" (H-84)**

This amendment replaces references in the bill to a licensee's "substance use disorder" with "misuse of alcohol, drugs or other substances" that may result in endangering patients as grounds for discipline within the Maine Health Security Act and within the provisions of the health care practitioner licensing laws dealing with grounds for discipline.

#### **Enacted Law Summary**

Public Law 2013, chapter 105 amends provisions of the Maine Health Security Act regarding the reporting of physicians with possible drug or alcohol problems to licensing authorities and provisions of the health care practitioner licensing laws dealing with grounds for discipline. It provides that substance use by a practitioner that may result in endangering patients is grounds for discipline and updates terminology used to reference drug or alcohol problems within the Maine Health Security Act and within the provisions of the health care practitioner licensing laws dealing with grounds for discipline.