

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

FIRST REGULAR SESSION



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.

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.