

MAINE STATE LEGISLATURE

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STATE OF MAINE
126TH LEGISLATURE
SECOND REGULAR SESSION



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

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

May 2014

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STATE OF MAINE
126TH LEGISLATURE
SECOND REGULAR SESSION
LEGISLATIVE DIGEST OF BILL SUMMARIES AND
ENACTED LAWS

The *Digest* is arranged 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.

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 HOUSESHouse & 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
EMERGENCYenacted 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 Second Regular Session of the 126th Legislature is August 1, 2014. 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 amendment makes changes to the laws governing the examination requirements for applicants for a forester license by providing that an applicant with an associate degree or higher from a program that has a curriculum in forestry from a school or college approved by the board is required to pass only the examination section that tests the applicant's knowledge of the State's forestry laws, rules and practices. It also changes the effective date of the Act from June 1, 2015 to April 1, 2015 and specifies that an applicant with an intern forester license and with experience earned as a forester pursuant to rule currently in effect may not be required to meet additional forestry experience standards adopted by the board after the effective date of this Act in order to qualify for a forester license.

Enacted Law Summary

Public Law 2013, chapter 527 makes changes to the laws governing the examination requirements for applicants for a forester license by providing that an applicant with an associate degree or higher from a program that has a curriculum in forestry from a school or college approved by the board is required to pass only the examination section that tests the applicant's knowledge of the State's forestry laws, rules and practices. It also changes the effective date of the law from June 1, 2015 to April 1, 2015 and specifies that an applicant with an intern forester license and with experience earned as a forester pursuant to rule currently in effect may not be required to meet additional forestry experience standards adopted by the board after the effective date of this law in order to qualify for a forester license.

LD 1743 **Resolve, Directing the Department of Defense, Veterans and Emergency Management To Develop a Portable Voucher System To Subsidize Rental Housing for Veterans in the State **ONTP****

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

This resolve directs the Department of Defense, Veterans and Emergency Management, in collaboration with the Maine State Housing Authority, to work with the United States Department of Housing and Urban Development and the United States Department of Veterans Affairs to develop a portable voucher system to provide rental housing assistance in the State for veterans of the United States Armed Forces.

LD 1766 **An Act To Clarify and Update a Nurse's Authority To Administer Medication **PUBLIC 540****

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JOHNSON C GRAHAM	OTP-AM ONTP	S-459 S-465 JOHNSON C

Current law allows a nurse to execute a medical regimen ordered by a licensed physician, podiatrist or dentist or an individual acting under the delegated authority of a physician, podiatrist or dentist. This bill aligns a nurse's authority so that it is consistent with existing law to execute a medical regimen if ordered by a licensed medical professional operating within the scope of the licensed medical professional's authority to prescribe medications, substances or devices.

Committee Amendment "A" (S-459)

This amendment is the majority report of the committee. It changes the statutory definition of "professional nursing" by adding naturopathic doctors and other licensed health care practitioners operating within the scope of their authority to prescribe medications, substances or devices to the list of legally authorized individuals for whom a professional nurse may execute a medical regimen. It removes references in the bill to "medical professional" and

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

instead uses the terms "naturopathic doctor" and "health care practitioner."

Senate Amendment "A" To Committee Amendment "A" (S-465)

This amendment makes the following changes to Committee Amendment "A."

1. It removes references to naturopathic doctors and health care practitioners in the list of legally authorized individuals for whom a professional nurse may execute a medical regimen and instead uses the term "legally authorized licensed professional."
2. It delays the effective date until January 1, 2015.

Enacted Law Summary

Public Law 2013, chapter 540 changes the statutory definition of "professional nursing" by adding naturopathic doctors and other licensed health care practitioners operating within the scope of their authority to prescribe medications, substances or devices to the list of legally authorized individuals for whom a professional nurse may execute a medical regimen. It removes references in the bill to "medical professional" and instead uses the terms "naturopathic doctor" and "health care practitioner."

LD 1790 An Act To Designate Maine State Housing Authority To Receive Funds P & S 23
from the National Housing Trust Fund EMERGENCY

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PATRICK HERBIG	OTP	

This bill designates the Maine State Housing Authority as the entity to receive and allocate funds from the National Housing Trust Fund established by the federal Housing and Economic Recovery Act of 2008.

Enacted Law Summary

Private and Special Law 2013, chapter 23 designates the Maine State Housing Authority as the entity to receive and allocate funds from the National Housing Trust Fund established by the federal Housing and Economic Recovery Act of 2008.

Private and Special Law 2013, chapter 23 was enacted as an emergency measure effective March 22, 2014.

LD 1793 Resolve, Regarding Legislative Review of Chapter 12: Rules for Mixed RESOLVE 103
Martial Arts, a Late-filed Major Substantive Rule of the Combat Sports EMERGENCY
Authority of Maine

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

This resolve provides for legislative review of Chapter 12: Rules for Mixed Martial Arts, a major substantive rule of the Combat Sports Authority of Maine that was filed outside the legislative rule acceptance period.

Enacted Law Summary

Resolve 2013, chapter 103 provides for legislative review of Chapter 12: Rules for Mixed Martial Arts, a major substantive rule of the Combat Sports Authority of Maine that was filed outside the legislative rule acceptance period.