

MAINE STATE LEGISLATURE

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STATE OF MAINE
127TH 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**

August 2015

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STATE OF MAINE

127TH 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 127th 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. An appendix provides a summary of relevant session statistics.

Final action on each LD is noted to the right of the LD title. The following describes the various final actions.

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

The effective date for non-emergency legislation enacted in the First Regular Session of the 127th Legislature is October 15, 2015. 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 91 An Act To Allow Dental Hygienists To Prescribe Fluoride Dentifrice and Antibacterial Rinse

PUBLIC 326

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SIROCKI BURNS	OTP-AM ONTP	H-139

This bill amends the law to allow dental hygienists to prescribe dentifrice with a fluoride level of 5,000 parts per million or less and chlorhexidine oral rinse.

Committee Amendment "A" (H-139)

This amendment is the majority report of the committee. It adds dental hygienists with public health supervision status to the list of professionals identified in the bill, including dental hygienists, independent practice dental hygienists and dental hygiene therapists, who are provided the authority to prescribe fluoride dentifrice and antibacterial rinse. The amendment specifies that these include anticavity toothpastes or topical gels with 1.1 percent or less sodium fluoride and oral rinses with 0.05 percent, 0.2 percent, 0.44 percent or 0.5 percent sodium fluoride, as well as chlorhexidine gluconate oral rinse. The amendment also provides dispensing authority and administering authority in addition to prescribing authority to all of these dental hygiene licensees. The amendment also adds an appropriations and allocations section.

Enacted Law Summary

Public Law 2015, chapter 326 provides dental hygienists, dental hygienists with public health supervision status, independent practice dental hygienists and dental hygiene therapists with the authority to prescribe, dispense and administer dentifrice with a fluoride level of 5,000 parts per million or less and chlorhexidine oral rinse.

LD 92 An Act To Increase the Minimum Wage to \$8.00 per Hour

Died Between Houses

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BATES HASKELL	OTP-AM OTP-AM ONTP	

This bill raises the minimum wage to \$8.00 per hour beginning October 1, 2015.

Committee Amendment "A" (H-317)

This amendment, which is the majority report of the committee, changes the bill by adding three subsequent minimum wage raises, to \$8.50 on October 1, 2016, \$9.00 on October 1, 2017 and \$9.50 on October 1, 2018. The amendment also adds an appropriations and allocations section.

Committee Amendment "B" (H-318)

This amendment, which is a minority report of the committee, strikes the bill and replaces it with the following provisions governing the minimum wage and the employment of minors.

1. It raises the minimum wage rate to \$8.00 per hour, starting October 1, 2016, \$8.50 per hour starting October 1, 2017 and \$9.00 per hour starting October 1, 2018.
2. It prohibits a municipality from enacting or enforcing its own minimum wage rate.

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

3. It conforms Maine law to federal law by providing that minors who are younger than 14 years of age may be employed only in the planting, cultivating or harvesting of field crops, or other agricultural employment that does not place them in direct contact with hazardous machinery or hazardous substances.
4. It conforms to federal law the hours that minors who are 16 years of age and 17 years of age may work by extending the permissible time until which such a minor may work on a day preceding a school day.
5. It eliminates the prohibition on minors under 16 years of age working more than six consecutive days.
6. It eliminates the prohibition on minors under 18 years of age working more than 50 hours per week when school is not in session.
7. It specifies that the restrictions on the hours of employment of minors do not apply to:
 - A. Agricultural employment that does not require direct contact with hazardous machinery or hazardous substances;
 - B. Employment or training as a theatrical actor or a film actor;
 - C. The taking or catching of lobsters, fish or other marine organisms, as long as the work does not require direct contact with hazardous machinery or hazardous substances; and
 - D. Work at a business that is solely owned by the minor's parent, as long as the work does not require direct contact with hazardous machinery or hazardous substances.
8. It adds an appropriations and allocations section.

**LD 93 An Act To Amend the Laws Governing Pine Tree Development Zone
Benefits for the Town of Berwick and the City of Sanford**

PUBLIC 336

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
O'CONNOR COLLINS	OTP-AM	H-128

This bill allows the Town of Berwick in York County to be designated as a Pine Tree Development Zone tier one location in order to allow the town to be eligible for Pine Tree Development Zone benefits.

Committee Amendment "A" (H-128)

This amendment changes the title of the bill and requires the Commissioner of Economic and Community Development to establish a pilot project in the City of Sanford for tourism development, which may include theme park resort facility development. It retains the provision in the bill that allows the Town of Berwick in York County to be designated as a Pine Tree Development Zone tier one location in order to allow the town to be eligible for Pine Tree Development Zone benefits.

Enacted Law Summary

Public Law 2015, chapter 336 requires the Commissioner of Economic and Community Development to establish a pilot project in the City of Sanford for tourism development, which may include theme park resort facility development. It allows the Town of Berwick in York County to be designated as a Pine Tree Development Zone tier one location in order to allow the town to be eligible for Pine Tree Development Zone benefits.