

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
127<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**

August 2015

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# STATE OF MAINE

127<sup>TH</sup> 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 127<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. 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 &amp; 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&amp;S XXX</i> .....	<i>chapter # of enacted private &amp; 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 127<sup>th</sup> 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 976      An Act To Eliminate Unnecessary Regulatory Burdens on Motor Vehicle Dealer-to-dealer Transactions      ONTP**

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

This bill exempts a car rental company acting in the capacity of a dealer and having a location in at least one other state from current law requiring giving or receiving written disclosure statements when selling a used motor vehicle at wholesale to another dealer.

**LD 979      Resolve, To Provide for Workforce Development in the Forest Products Industry      Accepted Majority (ONTP) Report**

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

This resolve directs the Department of Labor to conduct a pilot program to provide funding to employers in the forest products industry who hire high school graduates or holders of general equivalency diplomas 18 to 20 years of age. The program provides an amount equal to 50% of the students' annual salaries or employer-paid stipends for attending a postsecondary education or business training program.

**Committee Amendment "A" (H-150)**

This amendment, which is the minority report of the committee, strikes and replaces the appropriations and allocations section in the resolve to include funding for a half-time CareerCenter Consultant position to administer the pilot program.

**LD 984      An Act To Authorize the Dispensing of Eyeglasses with an Expired Prescription      ONTP**

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

This bill requires an optometrist, upon presentation of an expired prescription for ophthalmic lenses by a patient, to dispense without liability prescription glasses pursuant to the expired prescription and to inform the patient of the consequences of not renewing the prescription by receiving a proper eye examination.

**LD 1009      An Act To Benefit the Education of Denturism Students      PUBLIC 192**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CUSHING WARD	OTP-AM	S-160

This bill allows the Board of Dental Examiners to issue a permit to a denturist student to perform limited denturist services similar to the board's current authority to issue a permit to a dental student.

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

## Committee Amendment "A" (S-160)

This amendment replaces the bill. Like the bill, this amendment authorizes the Board of Dental Examiners to issue a permit to a bona fide denturist student of a school acceptable to the board, after the completion of satisfactory training, to perform limited denturist services in private practice or institutional and public health service programs within the State, commensurate with the student's level of training under the supervision and control of a licensed dentist or denturist or instructional facility acceptable to the board. The amendment differs from the bill in that it requires the board only, rather than the board and the school, prior to the issuance of this permit, to determine that the supervision and control of the services to be performed by the student are adequate and that the performance of those services by the student adds to the student's knowledge and skill in the practice of denturism. The amendment specifies that a permit issued is valid for one year from the date of issuance and may be renewed one time only for the purpose of completing supervised training experience. It also requires the board to adopt routine technical rules to implement this provision.

### Enacted Law Summary

Public Law 2015, chapter 192 authorizes the Board of Dental Examiners to issue a permit to a bona fide denturist student of a school acceptable to the board, after the completion of satisfactory training, in order to allow the student to perform limited denturist services in private practice or institutional and public health service programs within the State, commensurate with the student's level of training under the supervision and control of a licensed dentist or denturist or instructional facility acceptable to the board. It requires the board, prior to the issuance of this permit, to determine that the supervision and control of the services to be performed by the student are adequate and that the performance of those services by the student adds to the student's knowledge and skill in the practice of denturism. The law specifies that a permit issued is valid for one year from the date of issuance and may be renewed one time only for the purpose of completing supervised training experience. It also requires the board to adopt routine technical rules to implement this provision.

## LD 1010 An Act To Afford Public Employers Flexibility To Achieve Efficiency and Quality in Management

Died On  
Adjournment

Sponsor(s)

CUSHING  
SIROCKI

Committee Report

ONTP  
OTP-AM

Amendments Adopted

This bill amends the Municipal Public Employees Labor Relations Law by providing that the use of private contractors by a public employer to perform services for the public employer, and the elimination of employment positions resulting from the use of private contractors, are not subject to negotiation in collective bargaining.

## Committee Amendment "A" (S-201)

This amendment, which is the minority report of the committee, specifies that the provision of the bill applies only to the use of contractors for noninstructional services.

## LD 1011 An Act To Address Drug Testing in the Workplace and the Effect of Approved Substances on Current Drug Policy

Leave to Withdraw  
Pursuant to Joint  
Rule

Sponsor(s)

CUSHING  
WARD

Committee Report

Amendments Adopted