

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)

STATE OF MAINE
128TH 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 2017

MEMBERS:

SEN. AMY F. VOLK, CHAIR
SEN. BRIAN D. LANGLEY
SEN. SHEENA LEE BELLOWS

REP. RYAN M. FECTEAU, CHAIR
REP. ANNE-MARIE MASTRACCIO
REP. DILLON F. BATES
REP. JAMES R. HANDY
REP. DONNA R. DOORE *
REP. MICHELLE DUNPHY*
REP. MICHAEL A. SYLVESTER
REP. SUSAN M. W. AUSTIN
REP. LAWRENCE E. LOCKMAN
REP. JOEL R. STETKIS
REP. KAREN R. VACHON

STAFF:

HENRY FOUTS, LEGISLATIVE ANALYST
JANET STOCCO, LEGISLATIVE ANALYST
OFFICE OF POLICY AND LEGAL ANALYSIS
13 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1670
<http://legislature.maine.gov/legis/opla/>

*Committee member for a portion of the session

STATE OF MAINE

128TH 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 128th 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.

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 128th Legislature is Wednesday, November 1, 2017. 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

2. It adds educational and science and technology factors to the list of factors that must be addressed by the long-range strategic economic improvement plan.
3. It adds a requirement that the Maine Economic Growth Council must consider the impact of tax policy, energy costs and regulation on competitiveness, the demographic composition of the State's workforce and the optimization of the return on investment in the State when developing the plan.
4. It adds a requirement that the plan include goals and objectives that support economic opportunity for all people in the State and that the plan include actions to accomplish plan benchmarks based upon the best practices in this State, other states and other countries.
5. It authorizes the joint standing committee of the Legislature having jurisdiction over economic development matters to submit to the Legislature any bill it considers necessary to improve the required elements of the strategic plan or the process through which it is developed, maintained or communicated.
6. It directs the Maine Economic Growth Council to develop by January 15, 2018, proposed review criteria suitable for use by the joint standing committees of the Legislature when the committees are considering legislative proposals that may affect the plan developed by the council. The Joint Standing Committee on Labor, Commerce, Research and Economic Development may report out a bill to the Second Regular Session of the 128th Legislature based on the report.

This bill was reported out of committee and then carried over to the next special or regular session of the 128th Legislature on the Special Appropriations Table by joint order, S.P. 601.

LD 441 An Act To Require Certification under the United States Environmental Protection Agency's Lead Renovation, Repair and Painting Rule Died Between Houses

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LIBBY N PIERCE J	OTP-AM ONTP	

This bill requires the on-site presence of a person certified by the United States Environmental Protection Agency under the federal renovation, repair and painting rule when the following activities are contracted for on a building constructed before 1978: painting, remodeling, maintenance or repair activities. The bill also requires persons performing maintenance on a multi-unit residential building, the owner of which receives public money in the form of a housing subsidy or voucher, to be certified by the United States Environmental Protection Agency.

Committee Amendment "A" (S-38)

This amendment, which is the majority report of the committee, replaces the bill and requires all individuals and business entities that renovate housing constructed prior to 1978 to comply with the United States Environmental Protection Agency's renovation, repair and painting rule, 40 Code of Federal Regulations, Part 745, Subpart E (2016). The amendment also requires the Commissioner of Environmental Protection to prepare guidance materials to explain the renovation, repair and painting rule's requirements.

In addition, the amendment provides a \$100,000 annual appropriation to the Department of Environmental Protection to provide grants to up to 250 individuals and business entities each year to offset the costs associated with obtaining certification from the United States Environmental Protection Agency to engage in renovation of housing constructed prior to 1978. The amendment also adds an appropriations and allocations section to provide funding for the staff necessary to administer the grant program.

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

This amendment was not adopted.

LD 456 An Act To Increase Access to Vaccinations

**Died On
Adjournment**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CHACE P	ONTP OTP-AM	H-208 S-263 BELLOWS S

This bill allows pharmacists to administer vaccines on the recommended vaccination schedule to a person 11 years of age and older, instead of 18 years of age and older as in current law, if the patient has a valid prescription from an authorized Maine practitioner or the pharmacist has a written standing order from an authorized practitioner in this State.

The bill also authorizes pharmacists to provide vaccines to adults based on a written standing order or treatment protocol that the pharmacist has with a practitioner in this State, even in circumstances where the adult has a preexisting relationship with a primary care physician or nurse practitioner.

Committee Amendment "A" (H-208)

This amendment, which is the minority report of the committee, replaces the bill and reorganizes the law that allows pharmacists to administer vaccines other than the influenza vaccine. Under the amendment, pharmacists may administer booster vaccines listed on the United States Centers for Disease Control and Prevention's recommended immunization schedule to a person 11 years of age or older and under 18 years of age according to a valid prescription from the person's primary care physician or nurse practitioner as long as the pharmacist notifies the prescriber of the administration within three business days.

This amendment also authorizes pharmacists to administer vaccines on the recommended immunization schedule to adults according to a valid prescription, treatment protocol or written standing order from an authorized practitioner in this State. This amendment retains the requirement in current law that a pharmacist may not administer a vaccine that is not on the recommended immunization schedule unless the adult seeking the vaccine has a valid prescription stating that the vaccine is medically necessary.

House Amendment "A" To Committee Amendment "A" (H-335)

This amendment requires that a pharmacist who administers a vaccine to a person who is under 18 years of age report the administration of that vaccine to the Maine Center for Disease Control and Prevention for inclusion in the immunization information system referred to as "ImmPact."

This amendment was not adopted.

Senate Amendment "B" To Committee Amendment "A" (S-263)

This amendment is identical to House Amendment "A" to Committee Amendment "A" except that this amendment also adds an appropriations and allocations section to fund the costs to the Department of Health and Human Services, Maine Center for Disease Control and Prevention of having to collect the information provided to it by pharmacists. This fiscal information was provided to the Office of Fiscal and Program Review after House Amendment "A" was produced.

This amendment was not adopted.