

MAINE STATE LEGISLATURE

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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

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STATE OF MAINE

128TH 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 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

LD 503 An Act To Continue the Doctors for Maine's Future Scholarship Program

CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KATZ R HYMANSON P	OTP-AM ONTP	S-31

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes to make a one-time General Fund appropriation in fiscal year 2018-19 to the Finance Authority of Maine for the establishment of an endowment to continue the Doctors for Maine's Future Scholarship Program under the Maine Revised Statutes, Title 20-A, section 12103-A.

Committee Amendment "A" (S-31)

This amendment is the majority report of the committee. This amendment replaces the bill, which is a concept draft, and provides for a one-time General Fund appropriation of \$16,000,000 to establish an endowment to continue the Doctors for Maine's Future Scholarship Program under the Maine Revised Statutes, Title 20-A, section 12103-A.

The funding requested in this bill was partially provided in Part LLLLLLL of the Biennial Budget, Public Law 2017, chapter 284 (LD 390), which requires the State Controllor to make one payment of \$400,000 by June 30, 2018 and a second payment of \$400,000 by June 30, 2019 from the General Fund unappropriated surplus to the Finance Authority of Maine to be deposited in the Doctors for Maine's Future Scholarship Fund. To offset the funds deposited in the Doctor's For Maine's Future Scholarship Fund, Part LLLLLLL requires that \$320,000 from the Board of Licensure in Medicine's Other Special Revenue Funds account and \$80,000 from the Board of Osteopathic Licensure's Other Special Revenue Funds account be transferred to the General Fund unappropriate surplus by June 30, 2018 and that a second set of identical transfers be made by June 30, 2019.

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 538 An Act To Allow Advanced Practice Registered Nurses Who Have Attained Certain Degrees To Use the Title of Doctor

Accepted Majority (ONTP) Report

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PERRY A MAKER J	ONTP OTP-AM	

This bill permits an advanced practice registered nurse who has attained a doctor of nursing practice degree to use the prefix "Doctor" or "Dr." as long as the suffix "DNP" follows the person's name and an advanced practice registered nurse who has attained a doctor of philosophy in nursing degree to use the prefix "Doctor" or "Dr." as long as the suffix "Ph.D." follows the person's name.

Committee Amendment "A" (H-50)

This amendment is the minority report of the committee and strikes and replaces the bill. The amendment retains the language of the bill, which allows an advanced practice register nurse to use the prefix "Doctor" or "Dr.," but moves the language to the existing statute that authorizes other licensed professionals to use the prefixes "Doctor" and "Dr."

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

This amendment was not adopted.

LD 554 An Act To Require Paid Parental Leave for Employees

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CASAS O BELLOWS S	ONTP	

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes to require employers to create a parental leave policy to provide certain full-time employees who become parents through child birth or adoption with additional flexibility and time to be with their new children, adjust to new family situations and balance professional obligations. Employees who are eligible under the federal Family and Medical Leave Act would be entitled to paid parental leave, with certain exceptions and restrictions.

LD 563 An Act To Protect Earned Pay

**Died On
Adjournment**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HERBIG E MAKER J	OTP-AM ONTP	H-72

Under current law, a person who receives or is scheduled to receive remuneration in the form of vacation pay in excess of four weeks' wages or holiday pay is disqualified from receiving unemployment benefits for the week that remuneration is due. This bill removes those disqualifications.

Committee Amendment "A" (H-72)

This amendment is the majority report of the committee. It provides funds to the Department of Labor for the costs associated with updating the employment benefit system to reflect the changes made in the bill. The amendment also adds an appropriations and allocations section.

LD 572 An Act To Amend the Laws Governing the Practice of Pharmacy

**Died Between
Houses**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
VOLK A FECTEAU R	ONTP OTP-AM	

This bill specifies that a "pharmacist" is a "provider of health care services" and that the "practice of pharmacy" is the "provision of health care services."

Committee Amendment "A" (S-124)

This amendment, which is the minority report of the committee, clarifies that the revisions to the definitions of "pharmacist" and "practice of pharmacy" in the bill are not intended to affect the definition of "health care provider" in other provisions of law, including the Maine Health Security Act.

This amendment was not adopted.