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An Act To Establish Uniform Quorum, Meeting and Chair Requirements for Professional and Occupational Licensing Boards

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. 10 MRSA §8010 is enacted to read:

§ 8010. Quorum; chair

Notwithstanding any provision of law to the contrary, a majority of the members serving on a board or commission under section 8001, subsection 38 constitutes a quorum. The board or commission shall elect its chair.

PART B

Sec. B-1. 10 MRSA §9003, sub-§7, as amended by PL 2007, c. 402, Pt. D, §1, is repealed.

Sec. B-2. 32 MRSA §63-A, sub-§3, as amended by PL 2007, c. 402, Pt. E, §1, is repealed.

Sec. B-3. 32 MRSA §213, as amended by PL 2007, c. 402, Pt. F, §4, is repealed.

Sec. B-4. 32 MRSA §288, sub-§4, as amended by PL 2007, c. 402, Pt. G, §2, is repealed.

Sec. B-5. 32 MRSA §502, as repealed and replaced by PL 2007, c. 402, Pt. H, §4, is amended to read:

§ 502. Powers and duties

~~The board shall meet at least once a year to conduct its business and to elect a chair. Additional meetings must be held as necessary to conduct the business of the board and may be convened at the call of the chair or a majority of the board members. Four members of the board constitute a quorum for the transaction of business. The board has the power to~~ make and adopt rules and a code of ethics consistent with law necessary for the enforcement of its authority, the performance of its duties and the governing of the practice of chiropractic, but a rule or code of ethics may not be made that is unreasonable or contravenes this chapter.

Sec. B-6. 32 MRSA §1153, as amended by PL 2007, c. 402, Pt. I, §7, is further amended to read:

§ 1153. Rules

~~The board shall meet at least once a year to conduct its business and to elect a chair. Additional meetings must be held as necessary to conduct the business of the board and may be convened at the call of the chair or a majority of the board members. Four members of the board constitute a quorum. The~~

board may adopt, pursuant to the ~~Maine Administrative Procedure Act~~, Title 5, chapter 375, subchapter 2, rules it determines necessary for the holding of examinations and for carrying out this chapter; and shall provide for reciprocity of licensing as required to implement section 1206.

- Sec. B-7. 32 MRSA §1451, 3rd ¶**, as amended by PL 2007, c. 402, Pt. J, §2, is repealed.
- Sec. B-8. 32 MRSA §2273, sub-§3**, as amended by PL 2007, c. 402, Pt. L, §1, is repealed.
- Sec. B-9. 32 MRSA §3112, sub-§2**, as amended by PL 2007, c. 402, Pt. N, §3, is repealed.
- Sec. B-10. 32 MRSA §3403**, as amended by PL 2007, c. 402, Pt. O, §3, is repealed.
- Sec. B-11. 32 MRSA §3602**, as amended by PL 2007, c. 402, Pt. P, §3, is repealed.
- Sec. B-12. 32 MRSA §3822**, as amended by PL 2007, c. 402, Pt. Q, §7, is repealed.
- Sec. B-13. 32 MRSA §4856**, as amended by PL 2007, c. 402, Pt. R, §3, is repealed.
- Sec. B-14. 32 MRSA §4907, sub-§4**, as amended by PL 2007, c. 402, Pt. S, §5, is repealed.
- Sec. B-15. 32 MRSA §5505, sub-§4**, as amended by PL 2007, c. 402, Pt. T, §2, is repealed.
- Sec. B-16. 32 MRSA §6210**, as amended by PL 2011, c. 691, Pt. D, §10, is repealed.
- Sec. B-17. 32 MRSA §7029**, as amended by PL 2007, c. 402, Pt. V, §5, is repealed.
- Sec. B-18. 32 MRSA §9703, sub-§3**, as amended by PL 2007, c. 402, Pt. W, §1, is repealed.
- Sec. B-19. 32 MRSA §9853, sub-§§3 and 5**, as amended by PL 2007, c. 402, Pt. X, §1, are repealed.
- Sec. B-20. 32 MRSA §9903, sub-§3**, as amended by PL 2007, c. 402, Pt. Y, §1, is repealed.
- Sec. B-21. 32 MRSA §12214, sub-§1**, as repealed and replaced by PL 2007, c. 402, Pt. Z, §6, is repealed.
- Sec. B-22. 32 MRSA §12502, sub-§6**, as amended by PL 2007, c. 402, Pt. AA, §1, is repealed.
- Sec. B-23. 32 MRSA §13062, sub-§5**, as amended by PL 2007, c. 402, Pt. BB, §4, is repealed.
- Sec. B-24. 32 MRSA §13062, sub-§7**, as amended by PL 1993, c. 600, Pt. A, §266, is repealed.
- Sec. B-25. 32 MRSA §13718**, as amended by PL 2007, c. 402, Pt. DD, §6, is repealed.
- Sec. B-26. 32 MRSA §13852, sub-§7**, as amended by PL 2009, c. 112, Pt. A, §19, is repealed.
- Sec. B-27. 32 MRSA §13902, sub-§4**, as amended by PL 2007, c. 402, Pt. FF, §1, is repealed.
- Sec. B-28. 32 MRSA §14011, sub-§5**, as amended by PL 2007, c. 402, Pt. GG, §3, is repealed.
- Sec. B-29. 32 MRSA §15103, sub-§3**, as amended by PL 2007, c. 402, Pt. MM, §1, is repealed.
- Sec. B-30. 32 MRSA §15205, sub-§2**, as amended by PL 2007, c. 402, Pt. NN, §1, is repealed.

Sec. B-31. 32 MRSA §17202, as enacted by PL 2007, c. 369, Pt. C, §3 and affected by §5, is repealed.

Sec. B-32. 32 MRSA §18122, as enacted by PL 2009, c. 344, Pt. C, §3 and affected by Pt. E, §2, is repealed.

SUMMARY

This bill establishes a uniform quorum requirement for the 31 licensing boards within the Department of Professional and Financial Regulation, Office of Professional and Occupational Regulation. The quorum is a majority of the members serving on the board. The bill also repeals provisions in the individual board laws that require a board to meet at least once a year and that authorize the board chair or a majority of the members to convene a meeting of the board. The authority to elect a chair is moved from the individual board laws to the Maine Revised Statutes, Title 10, section 8010.