**02-373**

**MAINE BOARD OF LICENSURE IN MEDICINE**

2025-2026 Regulatory Agenda

*Filed: June 26, 2025*

AGENCY UMBRELLA-UNIT NUMBER: **02-373**

AGENCY NAME: **Board of Licensure in Medicine**

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**EMERGENCY RULES ADOPTED SINCE THE LAST REGULATORY AGENDA:** None

**EXPECTED 2025 - 2026 RULE-MAKING ACTIVITY:**

**CHAPTER 1** **Rule Regarding Physicians**

STATUTORY BASIS: 32 M.R.S. §§ 3269(1),(2),(3),(7); 3271; 3280-A

PURPOSE: This chapter sets forth licensure and renewal requirements for medical doctors. The Board plans to propose amendments to define the terms “clinical license”, “post graduate medical education”, “reentry license”, and “telehealth”; change the term “permanent license” to “clinical license”; require applicants to personally complete application materials; amend the criteria regarding administratively incomplete applications; set the fee to renew an inactive status license at $100; add a “reentry license” type and define the requirements to obtain and renew a “reentry license”; change the fee structure for citations; and delegate review and approval of requests to withdraw applications to the Board Secretary.

SCHEDULE FOR ADOPTION: 2026

AFFECTED PARTIES: Applicants for licensure/renewal of licensure and patients

CONSENSUS-BASED RULE DEVELOPMENT: N/A

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**CHAPTER 2** **Joint Rule Regarding Physician Assistants**

STATUTORY BASIS: 32 M.R.S. §§ 3269(7), 3270-E(5); 10 M.R.S. § 8003(5)(C)(4)

PURPOSE: This chapter is a joint rule with the Board of Osteopathic Licensure pertaining to the licensure, scope of practice, continuing clinical competency, consultation, collaborative agreements, practice agreements, notification, and continuing education requirements for physician assistants who are licensed in Maine. The Board intends to propose changes to this rule to conform the name of the licensee type to comply with recently passed legislation which changed “physician assistant” to “physician associate.” The Board may propose other changes as needed.

SCHEDULE FOR ADOPTION: 2026

AFFECTED PARTIES: Current licensees, applicants for licensure/renewal of licensure, and patients

CONSENSUS-BASED RULE DEVELOPMENT: N/A

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**CHAPTER 3 Professional Standards**

STATUTORY BASIS: 32 M.R.S. § 3269(3),(7)

PURPOSE: The Board may develop and propose a rule to define unprofessional conduct by physicians and physician assistants.

SCHEDULE FOR ADOPTION: N/A

AFFECTED PARTIES: Physicians, physician assistants/associates, and patients

CONSENSUS-BASED RULE DEVELOPMENT: N/A

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**CHAPTER 4 Rules for the Issuance of Citations**

STATUTORY BASIS: 32 M.R.S. § 3269(7); 10 M.R.S. § 8003-E

PURPOSE: This chapter lists the violations for which a citation and administrative fine may be issued, describes the licensee’s right to request a hearing, and describes the time and manner in which the fine must be paid. The Board may propose changes to issues resulting in citations and citation amounts.

SCHEDULE FOR ADOPTION: N/A

AFFECTED PARTIES: Physicians and physician assistants/associates

CONSENSUS-BASED RULE DEVELOPMENT: N/A

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**CHAPTER 7 Rule Related to the Conduct of Adjudicatory Hearings**

STATUTORY BASIS: 32 M.R.S. §§ 3282-A, 3269(4)

PURPOSE: The Board may develop and propose a rule regarding the conduct of adjudicatory hearings.

SCHEDULE FOR ADOPTION: N/A

AFFECTED PARTIES: Physicians, physician assistants/associates, and patients

CONSENSUS-BASED RULE DEVELOPMENT: N/A

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**CHAPTER 8 Rule Related to Complaint Investigations and Complaint Reviews**

STATUTORY BASIS: 32 M.R.S. §§ 3282-A, 3269(8)

PURPOSE: The Board may develop and propose a rule regarding complaint investigations and complaint reviews.

SCHEDULE FOR ADOPTION: N/A

AFFECTED PARTIES: Physicians, physician assistants/associates, and patients

CONSENSUS-BASED RULE DEVELOPMENT: N/A

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**CHAPTER 10 Sexual Misconduct**

STATUTORY BASIS: 32 M.R.S. §§ 3269(3), 3269(7)

PURPOSE:This chapter is a joint rule with the Board of Osteopathic Licensure that defines sexual misconduct by physicians and physician assistants, sets forth the range of sanctions applicable to violations of this rule, and identifies the factors the Board should consider in imposing sanctions. The Board may propose changes as needed.

SCHEDULE FOR ADOPTION: N/A

AFFECTED PARTIES: Physicians, physician assistants/associates and patients

CONSENSUS-BASED RULE DEVELOPMENT: N/A

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**CHAPTER 11 Joint Rule Regarding Telehealth Standards of Practice**

STATUTORY BASIS: 32 M.R.S. § 3269(3),(7), 3300AA – 3300EE

PURPOSE: This chapter is a joint rule with the Board of Osteopathic Licensure and the Board of Nursing. This chapter establishes standards for using telehealth in providing healthcare. The Board may propose changes as needed.

SCHEDULE FOR ADOPTION: N/A

AFFECTED PARTIES: Physicians, physician assistants/associates, and patients

CONSENSUS-BASED RULE DEVELOPMENT: N/A

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**CHAPTER 12 Joint Rule Regarding Office Based Treatment of Opioid Use Disorder**

STATUTORY BASIS: 32 M.R.S. §§ 3269(3),(7), 3300-EE, 3300-F

PURPOSE: This chapter is a joint rule with the Board of Osteopathic Licensure and the Board of Nursing. The purpose of this chapter is to ensure safe and adequate treatment of opioid use disorder with Approved Medications in an outpatient medical setting that is not a certified Opioid Treatment Program. The Board may propose changes as needed.

SCHEDULE FOR ADOPTION: N/A

AFFECTED PARTIES: Physicians, physician assistants/associates, and patients

CONSENSUS-BASED RULE DEVELOPMENT: N/A

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**CHAPTER 21 Use of Controlled Substances for Treatment of Pain**

STATUTORY BASIS: 32 M.R.S. §§ 3269(3),(7), 3300-F

PURPOSE: This chapter is a joint rule with the Board of Osteopathic Licensure, the Board of Nursing and Board of Licensure of Podiatric Medicine to ensure adequate relief of pain to the citizens of Maine. The Board may propose changes as needed.

SCHEDULE FOR ADOPTION: N/A

AFFECTED PARTIES: Physicians, physician assistants/associates, and patients

CONSENSUS-BASED RULE DEVELOPMENT: N/A

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**CHAPTER X**

STATUTORY BASIS: 32 M.R.S. § 3269(3),(7)

PURPOSE: The Board may develop and propose a joint rule with the Maine Medical Marijuana Program regarding appropriate record keeping, the physician-patient relationship, unethical or unprofessional conduct, and standards of practice.

SCHEDULE FOR ADOPTION: N/A

AFFECTED PARTIES: Physicians, physician assistants/associates, and patients

CONSENSUS-BASED RULE DEVELOPMENT: N/A

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**CHAPTER X**

STATUTORY BASIS: 32 M.R.S. § 3269(3),(7)

PURPOSE: The Board may develop and propose a joint rule with the Board of Osteopathic Licensure and the Board of Nursing regarding universal precautions for prescribing controlled substances.

SCHEDUE FOR ADOPTION: N/A

AFFECTED PARTIES: Physicians, physician assistants/associates, and patients

CONSENSUS-BASED RULE DEVELOPMENT: N/A

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**CHAPTER X**

STATUTORY BASIS: 32 M.R.S. § 3269(3),(7)

PURPOSE: The Board may develop and propose a joint rule with the Board of Osteopathic Licensure regarding medical records retention, including storage, length of time for retention, and notification to patients about how to access medical records following the closure of a medical practice.

SCHEDUE FOR ADOPTION: N/A

AFFECTED PARTIES: Physicians, physician assistants/associates, and patients

CONSENSUS-BASED RULE DEVELOPMENT: N/A

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**CHAPTER X**

STATUTORY BASIS: 32 M.R.S. § 3269(3),(7)

PURPOSE: The Board plans to propose a new joint rule with the Board of Nursing and Board of Osteopathic Licensure regarding IV hydration therapy and aesthetic treatments.

SCHEDULE FOR ADOPTION: 2026

AFFECTED PARTIES: Physicians, physician assistants/associates, patients

CONSENSUS-BASED RULE DEVELOPMENT: N/A

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