

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES (Filing No. H-779)
110TH LEGISLATURE
FOURTH SPECIAL SESSION

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HOUSE AMENDMENT "A" to H.P. 2384, L.D. 2146, Bill,
"AN ACT Relating to Periodic Justification of Departments
and Agencies of State Government under the Maine Sunset
Law."

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Amend the Bill in Part A, section 1, subsection 3, by
striking out all of paragraphs A and B and inserting in
their place the following:

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'A. Agencies continue as modified by Act of the Legis-
lature are:

15

(1) Plumbers' Examining Board;

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(2) State Board of Funeral Service;

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(3) Board of Hearing Aid Dealers and Fitters; and

18

(4) Maine Human Services Council.'

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20

Further amend the Bill in Part A in section 2 by
inserting before the 5th line from the end the following:

21

'Plumbers' Examining Board;'

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23

Further amend the Bill in Part A by striking out all of
sections 17 and 18

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Further amend the Bill in Part A by striking out all of
section 19 and inserting in its place the following:

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'Sec. 19. 22 MRSA §2494, first sentence, as enacted by
PL 1975, c. 496, §3, is amended to read:

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Each application for, or for renewal of, a license to
operate an eating establishment, eating and lodging place,
lodging place, recreational camp, camping area or mobile

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2 home park within the meaning of this chapter shall be accom-
3 panied by a fee, appropriate to the size of the establish-
4 ment, place, camp, area or park of the licensee, determined
5 by the department and not to exceed ~~\$30~~ \$40.'

6 Further amend the Bill in Part A by striking out all of
7 sections 21 and 22.

8 Further amend the Bill in Part A by striking out all of
9 section 32 and inserting in its place the following:

10 'Sec. 32. 22 MRSA §3501-A is enacted to read:

11 §3501-A. Medical eye care program

12 The department shall provide medical eye services,
13 including corrective glasses, to individuals who have an
14 annual income not exceeding 80% of the state's median income
15 adjusted for family size and who have:

16 1. Eye disorder. A significant eye disorder which, if
17 untreated, may progress to blindness; or

18 2. Visual acuity of 20/200 or worse. A visual acuity
19 after correction of 20/200 or worse in the better eye.

20 The department shall, after hearing, in a manner con-
21 sistent with the Maine Administrative Procedure Act, Title
22 5, chapter 375, promulgate rules governing eligibility,
23 application procedures, services covered and reimbursement
24 procedures.

25 Further amend the Bill in Part A by inserting after
26 section 80 the following:

27 'Sec. 81. 32 MRSA §3401, first sentence, as amended by
28 PL 1977, c.469, §10, is further amended to read:

29 A Plumbers' Examining Board, as heretofore established,
30 shall consist of an executive officer who shall be the
31 Director of the Division of Health Engineering of the Bureau
32 of Health Commissioner of Business Regulation, or his desig-
33 nee, and 3 other members, hereinafter called the appointive
34 members, who shall be appointed by the Governor.

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2 Sec. 82. 32 MRSA §3402, as repealed and replaced by PL
3 1977, c. 469, §12, is repealed and the following enacted in
4 its place:

5 §3402. Employees

6 The Commissioner of Business Regulation, with the
7 advice and consent of the board, may appoint, subject to the
8 Personnel Law, such employees as may be necessary to carry
9 out this chapter. Any person so employed shall be located
10 in the Department of Business Regulation and under the
11 administrative and supervisory direction of the Commissioner
12 of Business Regulation.

13 Sec. 83. 32 MRSA §3403, first sentence, as amended by
14 PL 1977, c. 469, §13, is further amended to read:

15 The board shall hold regular meetings semiannually and
16 shall hold additional meetings at such other times as they
17 ~~shall determine~~ it determines by ~~their~~ its rules, or upon
18 request of the 3 appointive members of ~~their~~ the board, or
19 upon request of the ~~Director of the Division of Health Engi-~~
20 ~~neering~~ Commissioner of Business Regulation.

21 Sec. 84. 32 MRSA §3504, 2nd sentence, as repealed and
22 replaced by PL 1977, c. 469, §18, is amended to read:

23 The expiration dates for licenses issued under this chapter
24 may be established at such other times as the Commissioner
25 of ~~Human Services~~ Business Regulation may designate.'

26 Further amend the Bill in Part A, section 83, by
27 inserting before subsection 1 the following:

28 '1. Plumbers' Examining Board. The transfer of the
29 Plumbers' Examining Board from the Department of Human Ser-
30 vices to the Department of Business Regulation shall not
31 affect the terms of current board members, with the excep-
32 tion of the executive officer as provided for in this Act.
33 All current regulations of the board shall continue in
34 effect until rescinded, amended or changed by the board.
35 All equipment and supplies acquired with the board funds
36 shall be transferred to the Department of Business Regula-
37 tion. Notwithstanding any other provision of law, all ac-
38 crued expenditures, assets, liabilities, balances of funds,

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2 transfers, revenues or other available funds of the board
3 shall be reallocated to the proper place in the Department
4 of Business Regulation by the State Controller.'

5 Further amend the Bill in Part A, in section 83, by
6 renumbering the subsections to read consecutively.

7 Further amend the Bill in Part A by renumbering the
8 sections to read consecutively.

9 Further amend the Bill in Part B, under the caption
10 "HUMAN SERVICES, DEPARTMENT OF" by inserting before
11 that part relating to "Administration - Income maintenance"
12 the following:

13 'Medical Care - Payment to providers
14 All Other (75,400)

15 Deappropriates funds from the
16 medical eye care program to
17 reflect the elimination of
18 examination and refraction
19 services for those without
20 eye disease.'

21 Further amend the Bill in Part B in the last line by
22 adjusting the total to read accordingly.

23 STATEMENT OF FACT

24 This amendment modifies this bill to make it the same
25 as the engrossed version of L.D. 2098 as approved by both
26 Houses of the Legislature. The amendment:

27 1. Maintains state licensing of mobile home parks;

28 2. Provides for the transfer of the Plumbers' Exam-
29 ining Board from the Department of Human Services to the
30 Department of Business Regulation; and

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2 3. Eliminates unnecessary additions to the provisions
3 in L.D 2098 concerning the medical eye care program. Fund-
4 ing for low income persons with serious eye diseases is not
5 affected by the changes provided for in this amendment.

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5732042882

Filed by Mrs. Berube of Lewiston.

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of the House

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