

MAINE STATE LEGISLATURE

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7. 07 '32

L.D. 1932

(Filing No. S-536)

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STATE OF MAINE
SENATE
114TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A " to S.P. 733, L.D. 1932, Bill, "An Act to Promote and Assist Barrier-free Construction in Places of Public Accomodation and Places of Employment"

Amend the bill in the first line after the enacting clause (page 1, line 3 in L.D.) by striking out the following: "Sec. I."

Further amend the bill in section 1 in that part designated "~~§4594-D.~~" by inserting after subsection 4 the following:

'5. Certification; inspection. The builder of a facility to which this section applies shall obtain a certification from a design professional that the plans meet the standards of construction required by this section. The builder shall provide the certification to the Office of the State Fire Marshal with the plans of the facility. The builder shall also provide the certification to the municipality where the facility exists or will be built.'

Further amend the bill in section 1 in that part designated "~~§4594-D.~~" in subsection 8 in the 2nd line (page 3, line 20 in L.D.) by striking out the following: "particular" and by inserting after the following: "cases" the following: 'covered by mandatory plan review'

Further amend the bill in section 1 in that part designated "~~§4594-D.~~" in subsection 8 by striking out all of the next to the last sentence (page 3, lines 31 and 32 in L.D.).

Further amend the bill in section 1 in that part designated "~~§4594-D.~~" in subsection 9 in the 2nd line (page 3, line 37 in L.D.) by inserting after the following: "variances" the following: 'in cases covered by mandatory plan review'

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2 Further amend the bill in section 1 in that part designated
3 "§4594-D." in subsection 10 in the 3rd line (page 3, line 46 in
4 L.D.) by striking out the following: "human resource matters by
5 "January 1991" and inserting in its place the following:
6 'judiciary matters by March 1992'

8 Further amend the bill in section 1 in that part designated
9 "§4594-D." in subsection 10 by inserting at the end a new
10 sentence to read: 'The commission shall submit a copy of the
11 report to the Executive Director of the Legislative Council.'

12 Further amend the bill in section 1 in that part designated
13 "§4594-D." by renumbering the subsections to read consecutively.

14 Further amend the bill by striking out all of section 2.

16 Further amend the bill by inserting before the statement of
17 fact the following:
18

20 **FISCAL NOTE**

22 The Maine Human Rights Commission will absorb the additional
23 costs associated with training, education and technical
24 assistance for compliance with the construction standards within
25 its available resources. The Judicial Department will absorb the
26 costs associated with increased filings within its existing
27 resources.

28 The Office of the State Fire Marshal will conduct plan
29 reviews within its resources and may experience an increase in
30 dedicated revenue should it charge a fee to review plans.
31

34 **STATEMENT OF FACT**

36 This amendment requires builders to include certifications
37 from architects or professional engineers that the plans being
38 submitted to the Office of the State Fire Marshal meet the
39 required standards of construction. This is essentially current
40 practice. The amendment also requires that builders submit the
41 certification to the municipalities where the facilities exist.
42

44 This amendment provides that only facilities for which
45 review is mandatory may request and obtain a waiver or variance
46 regarding the construction standards. These facilities are:
47 restaurants; motels, hotels and inns; state, municipal and county
48 buildings; and elementary and secondary schools.

