

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
ONE HUNDRED AND TWELFTH LEGISLATURE  
SECOND REGULAR SESSION

JOINT STANDING COMMITTEE ON  
BUSINESS AND COMMERCE  
BILL SUMMARY



MAY 1986

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ONE HUNDRED AND TWELFTH LEGISLATURE  
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BILL SUMMARIES  
MAY 1986

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature, covering the Second Regular Session of the 112th Legislature. The summaries are arranged by LD number under each committee.

All Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor if it is a floor amendment or the designation "CA" if it is a committee amendment. If the amendment was adopted in the House, the letter H appears after the sponsor. If it was adopted in the Senate, the letter S appears.

Final action for each bill is listed to the right of the title. If final House action and Senate action differ, both are listed.

Key to Committee Reports and Floor Action:

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-AM	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

LD AN ACT TO ADOPT THE MAINE FAIR DEBT  
2116 COLLECTION PRACTICES ACT

PL 1985  
c. 702

Sponsor: BUSTIN, Aliberti, Simpson, Mills  
Committee Report: OTP-AM

S-451 CA H S

SUMMARY: The bill rewrites current law and places existing provisions of federal law pertaining to debt collection into State law for consistency and also to allow the Bureau of Consumer Credit Protection to handle violations and complaints that were only actionable under federal law. The Committee Amendment (S-451) clarifies that solicitation must occur face-to-face before a debt collector is subject to the law.

LD AN ACT TO CLARIFY AND EFFECTUATE LEGISLATIVE  
2125 INTENT REGARDING THE SEPARATION OF INSURANCE  
AND BANKING

PL 1985  
c. 731

Sponsor: VIOLETTE, Diamond, J., Rolde, Sewall  
Committee Report: OTP-AM

S-470 CA H S

SUMMARY: The bill expresses the Legislative intent that the business of banking and the transaction of insurance should be separate, with limited and specific exceptions. It authorizes the Superintendent of Insurance to adopt rules to ensure this separation. The bill defines "subsidiary" as 25% ownership, singly or in the aggregate, where the "owners" are financial institutions or their agents, employees or officers. "Subsidiary" is also defined as having the means to direct the management where financial institutions own less than 25%.

The Committee Amendment (S-470) deletes the section expressing the Legislative intent. It redefines that part of the definition of subsidiary where ownership is less than 25%. A determination must be made by the Superintendent that there is control, not that there is the means to control. The amendment also adds a section limiting leasing arrangements between the businesses of banking and insurance.