

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

**STATE OF MAINE
115TH LEGISLATURE**

**FIRST REGULAR SESSION
AND
FIRST SPECIAL SESSION**

**BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
BUSINESS LEGISLATION**

AUGUST 1991

Staff:
John B. Knox, Legislative Analyst

*Office of Policy and Legal Analysis
Room 101, State House Station 13
Augusta, ME 04333
(207) 289-1670*

MEMBERS:

**Sen. John E. Baldacci
Sen. Zachary E. Matthews
Sen. Donald L. Rich*

**Rep. Carl F. Sheltra
Rep. Christopher S. Gurney
Rep. Virginia Constantine
Rep. Nason S. Graham
Rep. Marc J. Vigue
Rep. Jack L. Libby
Rep. Albert G. Stevens
Rep. Harry W. Bailey
Rep. Leslie Kutasi, Jr.
Rep. William F. Reed*

**Denotes Chair*

MARTHA E. FREEMAN, DIRECTOR
WILLIAM T. GLIDDEN, JR., PRINCIPAL ANALYST
ULIE S. JONES, PRINCIPAL ANALYST
DAVID C. ELLIOTT, PRINCIPAL ANALYST
RON CLARK
RYAN M. DYTTER
BRO FLATEBO
DEBORAH C. FRIEDMAN
MICHAEL D. HIGGINS
KANE ORBETON



KAREN L. HRUBY
JILL IPPOLITI
JOHN B. KNOX
PATRICK NORTON
MARGARET J. REINSCH
PAUL J. SAUCIER
HAVEN WHITESIDE
MILA M. DWELLEY, RES. ASST.
ROY W. LENARDSON, RES. ASST.
BRET A. PRESTON, RES. ASST.

STATE OF MAINE
OFFICE OF POLICY AND LEGAL ANALYSIS
ROOM 101/107/135
STATE HOUSE STATION 13
AUGUSTA, MAINE 04333
TEL.: (207) 289-1670

**ONE HUNDRED AND FIFTEENTH LEGISLATURE
FIRST REGULAR SESSION
AND
FIRST SPECIAL SESSION
JOINT STANDING COMMITTEE
BILL SUMMARIES
AUGUST 1991**

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. The volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

All adopted amendments are listed, by paper number (e.g., H - 584 or S - 222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

PUBLIC XXX	<i>Chapter # of enacted Public Law</i>
P&S XXX	<i>Chapter # of enacted Private & Special Law</i>
RESOLVE XXX	<i>Chapter # of enacted Resolve</i>
CON RES XXX	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
EMERGENCY	<i>Enacted law takes effect sooner than 90 days</i>
CARRIED OVER	<i>Bill carried over to 2nd Session</i>
FAILED EMERGENCY ENACTMENT	<i>Bill failed to get 2/3 vote</i>
ONTP	<i>Ought Not to Pass report accepted</i>
LVWD	<i>Leave to Withdraw report accepted</i>
INDEF PP	<i>Bill Indefinitely Postponed</i>
DIED BETWEEN BODIES	<i>House & Senate disagree; bill died</i>
VETO SUSTAINED	<i>Legislature failed to override Governor's Veto</i>
UNSIGNED	<i>Not signed by Governor within 10 days</i>
DIED ON ADJOURNMENT	<i>Action incomplete when 1st session ended</i>

These summaries were prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

If you have any suggestions or comments on these summaries, please let us know.

LD 1028 An Act to Clarify the Provisions for Temporary and Conditional Psychologists' Licenses

PUBLIC 144

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
KUTASI VIGUE RICH	OTP	

SUMMARY

Currently, 32 MRSA §3824 provides for a temporary license for psychologists to practice under supervision while waiting to take the board examination. This license is valid for 1 year. This bill requires an oral examination as a condition to being granted this license. Section 3836 provides for a temporary license for a licensee from another state while waiting to take the Maine examination. This license requires an oral examination and is valid until the next written examination. This bill changes the name of this second type of license to a conditional license. This bill makes this second license effective for 1 year and requires that that practice be supervised. In a rather confusing addition, it requires that an oral examination be passed during the term of the temporary license.

LD 1067 An Act Relating to Real Estate Broker Disclosure

ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
BRANNIGAN GRAHAM	ONTP	

SUMMARY

This bill requires that a real estate agent inform the buyer of real estate, prior to the buyer's needs being disclosed, that the agent represents the seller, unless, in the case of a nonlisting agent, the buyer elects to have the agent be a dual agent or represent the buyer. The bill requires that the reimbursement of a buyer's agent be agreed to between seller and listing agent. It also requires that the seller be given the option of whether subagency will be offered.

LD 1092 An Act to Provide Licensing Bureaus, Boards and Commissions with the Authority to Order Restitution to Injured Consumers

LV/WD

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
DORE LARRIVEE RAND GRAHAM	LV/WD	

SUMMARY

This bill provides licensing bureaus, boards or commissions under the Department of Professional and Financial Regulation with the authority to order the equitable remedy of restitution to persons who contract with the licensee or registrant and who are subsequently injured by the licensee's or registrant's violation of the applicable laws, rules and conditions of licensure or registration.