

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
116TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
BUSINESS LEGISLATION

JULY 1993

Staff:
John B. Knox, Legislative Analyst

*Office of Policy and Legal Analysis
Room 101, State House Station 13
Augusta, ME 04333
(207)287-1670*

MEMBERS:

**Sen. Alton E. Cianchette
Sen. Beverly M. Bustin
Sen. Harold D. Marden*

**Rep. Annette M. Hogleund
Rep. Marc J. Vigue
Rep. Vivian St. Onge
Rep. Arthur H. Clement
Rep. Julie Winn
Rep. Jack L. Libby
Rep. William F. Reed
Rep. Robert A. Cameron
Rep. Gerald A. Hillock
Rep. Calvin A. Thompson*

**Denotes Chair*

MARTHA E. FREEMAN, DIRECTOR
WILLIAM T. GLIDDEN, JR., PRINCIPAL ANALYST
JULIE S. JONES, PRINCIPAL ANALYST
DAVID C. ELLIOTT, PRINCIPAL ANALYST
MARION HYLAN BARR
JON CLARK
LISA COPENHAVER
DEBORAH C. FRIEDMAN
MICHAEL D. HIGGINS
JILL IPPOLITI



JOHN B. KNOX
ROY W. LENARDSON
PATRICK NORTON
JANE ORBETON
MARGARET J. REINSCH
PAUL J. SAUCIER

JOHN G. KELLEY, RESEARCHER
DARLENE A. SHORES LYNCH, RESEARCHER
CARRIE C. McFADDEN, RESEARCHER

STATE OF MAINE
OFFICE OF POLICY AND LEGAL ANALYSIS
ROOM 101/107/135
STATE HOUSE STATION 13
AUGUSTA, MAINE 04333
TEL: (207) 287-1670
FAX (207) 287-1275

**ONE HUNDRED AND SIXTEENTH LEGISLATURE
FIRST REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES**

JULY 1993

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.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. 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:

<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of enacted Resolve</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>CARRIED OVER</i>	<i>Bill carried over to Second Session</i>
<i>ONTP</i>	<i>Ought Not to Pass report accepted</i>
<i>ENACTMENT FAILED</i>	<i>Bill failed to get majority vote</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>FAILED EMERGENCY ENACTMENT</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>DIED BETWEEN BODIES</i>	<i>House & Senate disagree; bill died</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference formed but unable to agree</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>
<i>UNSIGNED</i>	<i>Not signed by Governor within 10 days</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</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.

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

4693NRG

House Amendment "A" (H-239) adds a mandate preamble with standard language concerning state mandates. It also adds a fiscal note to the bill.

LD 362 An Act to Provide for the Registration and Licensing of Motor Vehicle Body Shops ONTP

SPONSOR(S) BALDACCI	COMMITTEE REPORT ONTP	AMENDMENTS ADOPTED
-------------------------------	---------------------------------	---------------------------

SUMMARY

This bill establishes provisions for the registration of motor vehicle body shops. In addition, it requires motor vehicle body shops to be licensed to perform collision damage repairs. The Chief of the State Police is in charge of administering these provisions.

LD 364 An Act to Create a Franchise Law for Power Equipment, Machinery and Appliances PUBLIC 195

SPONSOR(S) FOSTER	COMMITTEE REPORT OTP-AM	AMENDMENTS ADOPTED S-155
-----------------------------	-----------------------------------	------------------------------------

SUMMARY

This bill incorporates snowmobiles in the definition of motor vehicle under the motor vehicle franchise law.

Committee Amendment "A" (S-155) creates a franchise law for any electric or gasoline-powered equipment, machinery or appliance except motor vehicles.

The amendment does the following:

1. It prohibits a manufacturer from requiring that a franchisee enter into agreements or order unwanted goods and accessories;
2. It requires a manufacturer to provide prior notice and to act in good faith and with good cause before it cancels, terminates or fails to renew a franchise;
3. It requires a manufacturer to honor warranty obligations in a timely fashion; and
4. It establishes a 2-year statute of limitations for any provisions of the new franchise law.

LD 434 An Act to Amend the Real Estate Brokerage Laws ONTP

SPONSOR(S) BALDACCI	COMMITTEE REPORT ONTP	AMENDMENTS ADOPTED
-------------------------------	---------------------------------	---------------------------

SUMMARY

This bill requires real estate agencies to provide to buyers and sellers a written disclosure on agency relationships.