

MAINE STATE LEGISLATURE

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STATE OF MAINE
118TH LEGISLATURE

FIRST REGULAR SESSION
AND
FIRST SPECIAL SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
BUSINESS AND ECONOMIC DEVELOPMENT

JULY 1997

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ONE HUNDRED EIGHTEENTH LEGISLATURE
FIRST REGULAR AND FIRST SPECIAL SESSIONS

Summary Of Legislation Before The Joint Standing Committees
August 1997

We are pleased to provide this summary of bills that were considered by the 15 Joint Standing Committees of the Maine Legislature staffed by this office. The document is a compilation of bill summaries which describe each bill, committee amendments and other relevant amendments, as well as the final action taken on the bill. Also included are statistical summaries of bill activity this Session for the Legislature and each of its joint standing committees.

The document is organized for convenient reference to information on bills handled by the joint standing committees. It is organized alphabetically by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. Two indices, a subject index and a numerical index by LD number are provided for easy reference to bills. They are located at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet (www.state.me.us/legis/opla).

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

<i>CARRIED OVER</i>	<i>Bill carried over to Second Regular Session</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference unable to agree; bill died</i>
<i>DIED BETWEEN BODIES</i>	<i>House & Senate disagree; bill died</i>
<i>DIED IN CONCURRENCE</i>	<i>One body accepts ONTP report; the other indefinitely postpones the bill</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>FAILED EMERGENCY ENACTMENT/FINAL PASSAGE</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED ENACTMENT/FINAL PASSAGE</i>	<i>Bill failed to get majority vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>ONTP</i>	<i>Ought Not To Pass report accepted</i>
<i>OTP ND</i>	<i>Committee report Ought To Pass In New Draft</i>
<i>OTP ND/NT</i>	<i>Committee report Ought To Pass In New Draft/New Title</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of finally passed Resolve</i>
<i>UNSIGNED</i>	<i>Bill held by Governor</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is June 26, 1997 and September 19, 1997 for the First Special Session.

David E. Boulter, Director
 Offices Located in the State House, Rooms 101/107/135

LD 1595

An Act to License Home Building Contractors

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CATHCART VIGUE	ONTP	

LD 1595 proposed to establish the Board of Home Building Construction to oversee the licensing of home building contractors and home construction supervisors. The board would make available educational materials for contractors and consumers, including a bill of rights, procedures for dealing with contractors and a listing of licensed contractors that included appropriate information from the contractors' application forms.

LD 1596

An Act Concerning Requirements for Payroll Processing Companies

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TREAT COWGER	ONTP	

LD 1596 proposed to require that a payroll processing company file a fidelity bond with the Secretary of State in an amount equal to the net worth of the company. This bill also required that the payroll processing company disclose audited financial statements. The payroll processing company must file proof of a fidelity bond with its annual report. See LD 1878, An Act to Provide Regulation for Payroll Processing Companies, a committee bill, which was enacted as Public Law 1997, chapter 495.

LD 1603

Resolve, to Foster Economic Growth through the Recognition and Development of Maine's Franco-American Resource

**RESOLVE 83
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PARADIS DONNELLY	OTP-AM	S-275 S-283 MURRAY S-405 MICHAUD

LD 1603 proposed to establish the Commission to Study the Development of Maine's Franco-American Resource, which would analyze the Franco-American community for demographic trends, employment patterns and interrelationships among cultural, civic, business and community organizations throughout the State. Opportunities for international trade and ways to improve markets would also be studied.

Committee Amendment "A" (S-275) proposed to allow the Commissioner of Economic and Community Development to appoint a designee to serve on the Commission to Study the Development of Maine's Franco-American Resource and also provided that the Maine Franco-American Center at the University of Maine and the Legislative Council staff would provide staffing jointly to the commission.

Senate Amendment "A" to Committee Amendment "A" (S-283) was presented on behalf of the Committee on Bills in the Second Reading to make a technical correction.

Senate Amendment "D" to Committee Amendment "A" (S-405) proposed to specify that the Maine Franco-American Center at the University of Maine would provide staff assistance for the study, clarified the number of authorized meetings and revised the appropriation section.

Enacted law summary

Resolve 1997, chapter 83 establishes the Commission to Study the Development of Maine's Franco-American Resource, which will analyze the Franco-American community for demographic trends, employment patterns and interrelationships among cultural, civic, business and community organizations throughout the State. It also will study opportunities with international trade and ways to improve markets. The Maine Franco-American Center at the University of Maine will provide staff assistance for the study and the Commission will report its findings and recommendations by December 1, 1997.

This resolve was enacted as an emergency measure effective June 12, 1997.

LD 1609 An Act Regarding Information Provided to Pharmaceutical Companies ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRENNAN	ONTP MAJ	
RAND	OTP MIN	

LD 1609 proposed to prohibit pharmacists, health maintenance organizations, insurance companies or pharmaceutical wholesalers from giving information used for marketing purposes to drug companies about the prescribing practices of physicians and others who can lawfully prescribe drugs.

LD 1616 An Act to Amend the Laws Regulating Occupational Therapy Practice PUBLIC 294

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FULLER	OTP-AM	H-282

LD 1616 proposed to incorporate the change of name of the national agency that certifies and tests occupational therapists and occupational therapy assistants; incorporate the name change of the agency that accredits occupational therapy educational programs and change related information, including definitions; correct minor language inconsistencies to improve clarity; clarify the law as it relates to temporary licensees; remove obsolete information regarding examination of occupational therapists; clarify the requirements for foreign-trained therapists to become licensed; and incorporate minor technical changes affected by changes to the national agency for certification of therapists.

Committee Amendment "A" (H-282) proposed to replace the definitions of certified occupational therapy assistant and occupational therapist in the bill. The new definitions removed the requirement that an individual be