

# 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

**Staff:**

*Carrie C. McFadden, Legislative Analyst*

*Office of Policy and Legal Analysis  
Room 101/107/135, 13 State House Station  
Augusta, ME 04333  
(207)287-1670*

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**Maine State Legislature**  
**OFFICE OF POLICY AND LEGAL ANALYSIS**

13 State House Station, Augusta, Maine 04333-0013  
 Telephone: (207) 287-1670  
 Fax: (207) 287-1275

**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](http://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 &amp; 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&amp;S XXX</i> .....	<i>Chapter # of enacted Private &amp; 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

in "good standing" with the National Board of Certification in Occupational Therapy. This amendment also allowed the board to renew a temporary license one time for a person who had failed the examination.

***Enacted law summary***

Public Law 1997, chapter 294 amends the laws regulating occupational therapy practice in the following ways:

1. Incorporates the change of name of the national agency that certifies and tests occupational therapists and occupational therapy assistants;
2. Incorporates the name change of the agency that accredits occupational therapy educational programs and changes related information, including definitions. The definitions of certified occupational therapy assistant and occupational therapist do not require that an individual be in "good standing" with the National Board of Certification in Occupational Therapy;
3. Clarifies the law as it relates to temporary licensees and allows the board to renew a temporary license one time for a person who has failed the examination;
4. Removes obsolete information regarding examination of occupational therapists; and
5. Clarifies the requirements for foreign-trained therapists to become licensed.

**LD 1645                      An Act to Establish the Maine Franco-American Center in Bangor                      ONTP**

<u>Sponsor(s)</u> BROOKS PARADIS	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 1645 proposed to establish the Maine Franco-American Center in Bangor to increase the State's trade with French-speaking countries.

**LD 1648                      An Act to Increase Home Ownership                      PUBLIC 491  
EMERGENCY**

<u>Sponsor(s)</u> MITCHELL E AMERO	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> H-281
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LD 1648 proposed to increase the amount of bonds that the Maine State Housing Authority may issue that are enhanced by the State's moral obligation. These bonds are primarily used for the authority's first time home buyer program and secured by first mortgages. The State's moral obligation is not a legal debt of the State, but there is an expectation that the State would cure a default and that expectation results in reduced interest rates.

**Committee Amendment "A" (H-281)** proposed to add an emergency preamble, an emergency clause and a fiscal note to the bill.

***Enacted law summary***

Public Law 1997, chapter 491 increases the amount of bonds that the Maine State Housing Authority may issue that are enhanced by the State's moral obligation. These bonds are primarily used for the authority's first time home buyer program and secured by first mortgages. The State's moral obligation is not a legal debt of the State, but there is an expectation that the State would cure a default and that expectation results in reduced interest rates.

Chapter 491 was enacted as an emergency measure effective June 11, 1997.

**LD 1657                      An Act to Establish the Interstate Economic Development Commission for the Northern New England States                      PUBLIC 254**

<u>Sponsor(s)</u> LAWRENCE		<u>Committee Report</u> OTP		<u>Amendments Adopted</u>
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LD 1657 proposed to establish the framework for creation of a commission of members from Maine, New Hampshire and Vermont to investigate the opportunities to enhance economic development and tourism among these states. The commission would become active when similar legislation is enacted in New Hampshire and Vermont.

***Enacted law summary***

Public Law 1997, chapter 254 establishes the framework for creation of a commission of members from Maine, New Hampshire and Vermont to investigate the opportunities to enhance economic development and tourism among these states. The commission becomes active when similar legislation is enacted in New Hampshire and Vermont.

**LD 1672                      An Act to Ensure Proper Training for Conducting Forensic Examinations of Victims of Sexual Assault                      PUBLIC 333 EMERGENCY**

<u>Sponsor(s)</u> LINDAHL PARADIS		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> H-505
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LD 1672 proposed to provide for the licensing of sexual assault nurse examiners and to require that the State Board of Nursing establish requirements, procedures and guidelines for licensing sexual assault nurse examiners.

**Committee Amendment "A" (H-505)** proposed to strike the licensing provisions for sexual assault nurse examiners and required that any health care professional, other than a physician, who conducted a sexual assault examination be trained in the proper procedures for the collection of evidence. Language was added to ensure that, regardless of training in evidence collection, the evidence collection results could not be excluded as evidence in any case before a court in this state.

***Enacted law summary***