

MAINE STATE LEGISLATURE

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*State Of Maine
121st Legislature*

First Regular Session

Bill Summaries

*Joint Standing Committee
on
Business, Research and Economic Development*

July 2003

Members:

Sen. Lynn Bromley, Chair

Sen. Christopher G. L. Hall

Sen. Kevin L. Shorey

Rep. Nancy B. Sullivan, Chair

Rep. Lillian LaFontaine O'Brien

Rep. Guy J. Duprey, Jr.

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Rep. Lawrence E. Jacobsen

Rep. Christopher Rector

Rep. William T. Rogers, Jr.

Staff:

James Adolf, Legislative Analyst

Patrick Norton, Deputy Director

Office of Policy and Legal Analysis

13 State House Station

Augusta, ME 04333

(207) 287-1670

Maine State Legislature



Office Of Policy And Legal Analysis Office Of Fiscal And Program Review

121st Maine Legislature First Regular Session

Summary Of Legislation Before The Joint Standing Committees

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing and joint select committees of the Maine Legislature this past session. The document is a compilation of bill summaries which describe each bill and relevant amendments, as well as the final action taken. 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 considered by the committees. It is arranged alphabetically by committee name 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 PURSUANT TO HP 1212</i>	<i>Bills carried over to the 2nd 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>NOT PROPERLY BEFORE THE BODY</i>	<i>Ruled out of order by the presiding officers; bill died</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>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>PASSED</i>	<i>Joint Order passed in both bodies</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 that the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is September 13, 2003.

David C. Elliott, Director
Offices located in Room 215 of the Cross Office Building

Joint Standing Committee on Business, Research and Economic Development

LD 133

An Act to Clarify the Laws Relating to Public Water Systems

PUBLIC 33

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MAYO CLARK	OTP	

LD 133 proposed to rename the Board of Licensure of Water Treatment Plant Operators as the Board of Licensure of Water System Operators and change the membership of the board to include a representative of a "very small water system," as that term is defined in rules of the board. The bill also proposed to raise the limits on fees for examination and licensure from \$35 to \$70, and for renewal and restatement from \$30 to \$60. The bill proposed other changes to clarify that the board has licensing and regulatory powers over water distribution system operators as well as water treatment system operators.

Enacted Law Summary

Public Law 2003, chapter 33 renames the Board of Licensure of Water Treatment Plant Operators as the Board of Licensure of Water System Operators and changes the membership of the board to include a representative of a "very small water system," as that term is defined in rules of the board. The law also raises the limits on fees for examination and licensure from \$35 to \$70, and for renewal and reinstatement from \$30 to \$60. The law makes other changes to clarify that the board has licensing and regulatory powers over water distribution system operators as well as water treatment system operators.

LD 178

An Act to Allow the Sale of Motorcycles on Sundays

ONTP

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

LD 178 proposed to allow the sale of motorcycles on Sunday.

LD 225

An Act To Amend the Requirements for a Journeyman Oil Burner Technician License

PUBLIC 11

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FISCHER STANLEY	OTP	

LD 225 proposed to allow a person to sit for the journeyman oil burner technician license exam if the person successfully completed a minimum one-year accredited heating course at a Maine technical college consisting, at a minimum, of 320 hours of study, of which at least 150 hours are made up of laboratory work on oil burner equipment and related systems. This option would supplement the provision of law that allows a person to sit for the exam if the person has at least one year of licensed practical experience as an apprentice oil burner technician or 6 months of practical experience combined with completion of an oil burner technician course.

Joint Standing Committee on Business, Research and Economic Development

Enacted Law Summary

Public Law 2003, chapter 11 allows a person to sit for the journeyman oil burner technician license exam if the person successfully completes a minimum one-year accredited heating course at a Maine technical college consisting, at a minimum, of 320 hours of study, of which at least 150 hours are made up of laboratory work on oil burner equipment and related systems. This option supplements the provision of law that allows a person to sit for the exam if the person has at least one year of licensed practical experience as an apprentice oil burner technician or 6 months of practical experience combined with completion of an oil burner technician course.

LD 229 **An Act to Enact the Uniform Athlete Agents Act** **ONTP**

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

LD 229 proposed to enact the Uniform Athlete Agents Act. The bill also proposed to designate the Commissioner of Professional and Financial Regulation as the administrator of the law.

LD 258 **An Act Regarding Social Worker and Human Service Provider
Licensure** **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LAVERRIERE-BOUC BROMLEY	ONTP	

LD 258 proposed to create a new category of licensure, a licensed human service provider, under a renamed State Board of Social Worker and Human Service Provider Licensure. The bill proposed to make necessary changes in social work licensure to accommodate the new category of licensure. The bill also proposed to update other laws, correct cross-references and make the new licensed human service providers mandatory reporters of child and adult abuse.

The committee worked this bill in conjunction with LD 1589, which also concerned social worker licensure.

LD 263 **An Act to Define a Scope of Practice for Acupuncture** **CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BROMLEY DUDLEY		

LD 263 proposed to amend and update existing law governing acupuncture to set forth a scope of practice. The proposed defined scope of practice for acupuncturists is similar to that found in New Hampshire law, and proposed to incorporate of the definition of oriental medicine used in New Hampshire.