

MAINE STATE LEGISLATURE

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*State Of Maine
122nd Legislature*

*First Regular Session and
First Special Session*

Bill Summaries

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

August 2005

Members:

Sen. Lynn Bromley, Chair

Sen. Barry J. Hobbins

Sen. Dana L. Dow

Rep. Nancy E. Smith, Chair

Rep. Lillian LaFontaine O'Brien

Rep. Stephen R. Beaudette

Rep. Charles Earl Crosby, III

Rep. David W. Farrington

Rep. Christopher Rector

Rep. Susan M. Austin

Rep. Robert A. Berube

Rep. Lawrence E. Jacobsen

Rep. John C. Robinson

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Maine State Legislature

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122nd Legislature
First Regular Session and First Special Session

Summary of Legislation Considered by the Joint Standing Committees
August 2005

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing 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 organized 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. A subject index for each committee is included immediately before the bill summaries for that committee, and a numerical index by LD number is included 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:

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

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 29, 2005; and for non-emergency legislation enacted in the First Special Session is September 17, 2005.

Joint Standing Committee on Business, Research and Economic Development

LD 225 **An Act To Regulate Pharmaceutical Detailers** **ONTP**

<u>Sponsor(s)</u> MAYO PINGREE		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 225 proposed to require the annual registration of pharmaceutical detailers with the Maine Board of Pharmacy beginning October 1, 2005. A pharmaceutical detailer is a person who acts in an educational role on behalf of a pharmaceutical manufacturer or labeler regarding its drugs, supplies and other products, but a pharmaceutical detailer is not registered as a lobbyist for a pharmaceutical manufacturer or labeler. The bill proposed to require a registration fee not to exceed \$50 and proposed to authorize the board to adopt rules regarding the registration of pharmaceutical detailers.

LD 226 **An Act To Amend the Applied Technology Development Centers Statutes** **PUBLIC 19**

<u>Sponsor(s)</u> BROMLEY		<u>Committee Report</u> OTP		<u>Amendments Adopted</u>
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LD 226 proposed to amend the names of the Applied Technology Development Centers and its coordinating board, remove the position of Applied Technology Development Center System Director and transfer the responsibilities of the Department of Economic and Community Development for marketing and recruiting tenants to the centers. The bill also proposed to establish a funding cap on the initial funding of a center and remove old references to named centers for the purpose of the initial funding allocations.

Enacted law summary

Public Law 2005, chapter 19 changes the names of the Applied Technology Development Centers and its coordinating board, removes the position of Applied Technology Development Center System Director and transfers the responsibilities of the Department of Economic and Community Development for marketing and recruiting tenants to the centers. It also establishes a funding cap on the initial funding of a center and removes old references to named centers for the purpose of the initial funding allocations.

LD 259 **An Act To Require Water Tests prior to the Sale of Homes** **ONTP**

<u>Sponsor(s)</u> MOORE G DIAMOND		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 259 proposed to require that, if a property has a private water supply, the seller of residential real property would be required to provide to the purchaser the results of a water test. The bill also proposed to require the Real Estate Commission to adopt rules to ensure consistency with the requirements of disclosure of water test results.