

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

from a minor to cover guest expenses. Lastly, the bill proposed to permit the owner of a lodging house or hotel that has 10 or fewer guest rooms to decline to admit children as occupants.

Committee Amendment "A" (S-160) proposed to replace the bill. It proposed to remove the treble damages provision for overcharges by keepers of hotels, inns and lodging houses and instead proposed to require that a guest who is overcharged be reimbursed the amount charged minus the posted rate for the room. It also proposed to require that a person conducting any hotel or lodging house maintain a register of all persons renting, but not occupying, the room. This amendment also proposed to provide that innkeepers or campground owners have the discretion to deny accommodations to minors.

Enacted law summary

Public Law 2005, chapter 185 removes the treble damages provision for overcharges by keepers of hotels, inns and lodging houses and instead requires that a guest who is overcharged be reimbursed the amount charged minus the posted rate for the room. The law also removes the requirement that a person operating a hotel or lodging house must maintain a register of all persons occupying the room and only requires the name of the person renting the room. This law provides that innkeepers or campground owners have the discretion to deny accommodations to minors.

LD 906

**An Act To Amend the Laws Regarding the Licensure of Dentists,
Dental Hygienists and Denturists**

PUBLIC 45

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

LD 906 proposed to provide the Board of Dental Examiners with the authority to waive a personal interview and conduct a telephone interview for applicants seeking licensure by endorsement in cases where the applicant is serving on military deployment overseas. Current law allows dentists to administer general anesthetics. The bill proposed to allow dentists to administer general anesthetics and conscious sedation only with a permit issued by the board. The bill proposed to clarify language concerning the payment of license renewal fees if an existing licensee applies late or if a new applicant applies for licensure in the 2nd year of the biennial license period. Finally, the bill proposed to eliminate outdated language concerning temporary denturist permits, which the board ceased to issue after January 1, 2000.

Enacted law summary

Public Law 2005, chapter 45 provides the Board of Dental Examiners with the authority to waive a personal interview and conduct a telephone interview for applicants seeking licensure by endorsement in cases where the applicant is serving on military deployment overseas. The law requires dentists to receive permits issued by the board prior to administering general anesthetics and conscious sedation. The law clarifies language concerning the payment of license renewal fees if an existing licensee applies late, or if a new applicant applies for licensure in the 2nd year of the biennial license period. It also eliminates outdated language concerning temporary denturist permits, which the board ceased to issue after January 1, 2000.