

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
107TH LEGISLATURE  
FIRST SPECIAL SESSION

(Filing No. H-1111)

HOUSE AMENDMENT "A" to H.P. 2153, L. D. 2294, Bill,  
"AN ACT to Implement a Central Licensing Division within  
the Department of Business Regulation."

Amend said Bill by striking out all of sections  
1, 2, 8, 32 to 55, 63 to 66, 76 to 108, 112 to 162 and  
197 to 207.

Further amend said Bill by striking out all of  
that part designated "§8001." of section 18 and inserting  
in place thereof the following:

'§8001. Department; agencies within department

There is created and established the Department of  
Business Regulation to regulate financial institutions,  
insurance companies, commercial sports and grantors of  
consumer credit, to license professional and occupational  
trades and to award just compensation in land condemnations.  
The department shall be comprised of the following bureaus,  
boards and commissions:

1. Bureau of Banking;
2. Bureau of Consumer Protection;
3. Bureau of Insurance;
4. Electricians' Examining Board;
5. Oil Burner Men's Licensing Board;
6. Land Damage Board;
7. Maine State Boxing Commission; and
8. Real Estate Commission.'

Further amend said Bill in section 18 by striking out all of subsection 4 of that part designated "§8002." and inserting in place thereof the following:

'4. Review. Review the functions and operations of bureaus, boards and commissions within the department to insure that overlapping functions and operations are eliminated and that each complies fully with its statutory and public service responsibilities; and'

Further amend said Bill in section 18 by striking out all of the first 2 sentences of subsection 6 of that part designated "§8003." and inserting in place thereof the following:

'The commissioner is authorized to assess each bureau, board or commission, whose licenses are processed and issued by the licensing division, an amount sufficient to cover the cost of operating the division, provided such assessment does not exceed \$2 per license.'

Further amend said Bill by striking out all of subsection 7 of that part designated "§8003." of section 18.

Further amend said Bill by inserting after section 29 the following:

'Sec. 29-A. 24-AMRSA §2318, sub-§4, as enacted by PL 1969, /c. 132, §1 and as amended by PL 1973, c. 585, §12, is repealed and the following enacted in place thereof:

4. Each deviation permitted to be filed shall be effective for a period of 2 years from the date of such permission unless terminated sooner with the approval of the superintendent.'

Further amend said Bill by striking out all of sections 67 and 68 and inserting in place thereof the following:

'Sec. 67. 32 MRSA §1101, sub-§1, last sentence, as repealed and replaced by PL 1973, c. 363, is amended to read:  
The ~~annual~~ biennial renewal fee for an apprentice electrician / license shall be ~~§1~~ §2.

Sec. 68. 32 MRSA §1101, sub-§3, last sentence, as repealed and replaced by PL 1973, c. 363, is amended to read:  
The ~~annual~~ biennial renewal fee for a helper electrician license shall be ~~§1~~ §2.'

Further amend said Bill in section 75 by striking out all of the 3rd underlined sentence of the first paragraph after the amending clause and inserting in place thereof the following:

'Any person who fails to renew his license within 90 days following the expiration date shall be required to take an examination, providing that any person, who fails to so renew his license due to the fact he was on active duty in the Armed Forces of the United States, shall not be required to take such examination, if he renews his license within 90 days from the date of his separation under conditions other than dishonorable from the Armed Forces of the United States.'

Further amend said Bill by striking out all of the last underlined sentence of section 111 and inserting in place thereof the following:

'Any person who fails to renew his license within a period of 90 days following the expiration date shall be required to take an examination.'

Further amend said Bill by striking out all of the first underlined sentence of the last paragraph of section 167 and inserting in place thereof the following:

'The director shall be employed by the Commissioner of Business Regulation, with the advice of the commission, subject to the Personnel Law.'

Further amend said Bill by renumbering sections of the Bill to read consecutively.

Statement of Fact

The purpose of this amendment is to revise the bill to include in the central licensing division basically only those licensing agencies that are already, by law, within the Department of Business Regulation.

The provisions relating to all the independent professional and occupational licensing agencies, that would have brought them into the department, have been removed from the bill.

The purpose of the bill, as amended, would be only to improve the operation and administration of the licensing functions of the bureaus that are now in the department.

The bill would also transfer the Running Horse Racing Commission, which is now inactive, from the Department of Business Regulation to the Department of Agriculture.

There would be no substantive change in that law.

Filed by Mrs. Clark of Freeport.

Reproduced and distributed under the direction of the Clerk of the House.

3/26/76

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