

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES (Filing No. H-1257)  
107TH LEGISLATURE  
FIRST SPECIAL SESSION

CONFERENCE COMMITTEE AMENDMENT "A" to H.P. 2240, L.D. 2322,  
Bill, "AN ACT Relating to the Geologists and Soil Scientists  
Certification Act."

Amend said Bill in section 8 by striking out everything  
after the amending clause and inserting in place thereof the  
following:

'The State Board of Certification for Geologists and Soil  
Scientists is created and shall administer this chapter and its  
office shall be within the Department of Conservation. The board  
shall consist of 7 members, 5 of whom shall be appointed by the  
Governor from the following categories: One academic geologist;  
one independent consultant or salaried geologist; one independent  
consultant or salaried soil scientist; one other soil scientist  
and a representative of the public. The 6th and 7th members  
shall be the State Soil Scientist with the Maine Soil and Water  
Conservation Commission, ex officio, and the State Geologist or  
his designee, who shall be a geologist employed in State Government,  
ex officio. No person, except the representative of the public,  
shall be eligible for appointment to the board unless certified  
under this chapter.'

Further amend said Bill by inserting after section 10 the  
following:

'Sec. 10-A. 32 MRSA §4908, first ¶, as enacted by PL 1973,  
c. 558, §1, is repealed and the following enacted in place thereof:

The board may adopt, amend or repeal rules and regulations to

carry out this chapter, including, but not limited to, rules and regulations relating to professional conduct in accordance with the policy of this chapter. A copy of any rules and regulations in effect shall be published in the register provided in subsection 1.

The board may receive and expend moneys derived from fees and other sources.'

Further amend said Bill in section 11 by striking out all of the amending clause and inserting in place thereof the following:

'Sec. 11. 32 MRSA §4908, sub-§4 is enacted to read:'

Further amend said Bill in section 11 by striking out all of subsection 5.

Further amend said Bill by inserting at the end before the Statement of Fact the following:

'Sec. 21. Intent of the Legislature.' Nothing in this Act shall be construed to affect the certification of any geologist or soil scientist certified under/<sup>Title 32,</sup>chapter 73 on the effective date of this Act.'

Statement of Fact

This amendment slightly restructures the composition of the board by removing "one State Government Geologist" and inserting the State Geologist or his designee, ex officio.

The amendment repeals burdensome requirements on publishing and distributing a code of ethics and replaces these with a provision on rules and regulations relating to professional conduct.

This amendment also adds a "grandfather clause" for presently certified geologists and soil scientists.

Reported by the Committee of Conference.

Reproduced and distributed under the direction of the Clerk of  
the House.  
4/9/76

(Filing No. H-1257)