

# MAINE STATE LEGISLATURE

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L.D. 2079

(Filing No. H-1045)

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
108TH LEGISLATURE  
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1998, L.D. 2079, Bill,  
"AN ACT to Establish Standards to Protect Maine Consumers  
Against Unsafe and Improperly Manufactured Cellulose Fiber  
Insulation."

Amend the Bill by inserting at the end of subsection 1  
of that part designated "§2447-A." the following underlined  
sentence:

'The Department of Industrial Cooperation of the University  
of Maine shall not be liable as a result of any damage or  
injury caused by or arising out of the installation or use  
of insulation certified by the department.'

Further amend the Bill by striking out all of subsection  
2 of that part designated "§2447-A." and inserting in its  
place the following:

'2. Rules. The State Fire Marshal shall, in  
accordance with the Maine Administrative Procedure Act,  
establish rules setting forth standards for cellulose  
fibre insulation which may be sold in this State. These  
rules shall be no less stringent than current federal specifications  
for Insulation Thermal: Cellulosic or Wood Fibre, and may  
exceed the federal standards if, in the judgment of the  
State Fire Marshal, the action is deemed necessary to protect  
the health and safety of the public. The State Fire Marshal  
may > incorporate in those rules provisions for

testing procedures different from those established by federal specifications where, in his judgment, these federal tests cannot conveniently be conducted in Maine or are not appropriate for Maine use.'

Statement of Fact

This amendment clarifies the ability of the State Fire Marshal to set standards for cellulose fibre insulation sold in Maine. This amendment also exempts the University of Maine from any liability that it could incur as a result of certifying insulation.

Reported by the Committee on Energy.

Reproduced and distributed under the direction of the Clerk of the House.  
2/16/78

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