

MAINE STATE LEGISLATURE

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L.D. 1631

(Filing No. S-229)

STATE OF MAINE
SENATE
112TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT " B " to H.P. 1125, L.D. 1631,
Bill, "AN ACT Regarding Members of the Public Serving
on State Licensing Boards."

Amend the bill in section 1, in that part design-
ated "§58." in the first paragraph by adding at the
end the following:

'If any occupational or professional board does not
have at least 2 public members, the membership of the
board shall be increased so that the board will have
2 public members.'

Further amend the Bill by inserting after section
1 the following:

'Sec. 2. 32 MRSA §271, 2nd ¶, as amended by PL
1983, c. 812, §195, is further amended to read:

The board shall be composed of 3 5 members, 2 3
of whom shall be auctioneers and ~~one~~ 2 of whom shall
be a public ~~member~~ members. Members shall be ap-
pointed by the commissioner and shall be compensated
according to the provisions of Title 5, chapter 375.

Sec. 3. 32 MRSA §3401, as amended by PL 1983, c.
812, §229, is further amended to read:

§3401. Membership; vacancies; removal; compensation

A Plumbers' Examining Board, as established by
Title 5, section 12004, subsection 1, shall consist
of 3 5 members, who shall be appointed by the Gover-
nor. ~~One~~ Two of the members shall be a
representative representatives of the public, ~~one~~ 2
shall be a master ~~plumber~~ plumbers as defined in sec-
tion 3301, and one shall be a journeyman plumber as

SENATE AMENDMENT "B " to H.P. 1125, L.D. 1631

1 defined in section 3301, and who has been engaged in
2 the business of plumbing for at least 2 years. Mem-
3 bers shall be appointed for terms of 2 years, with no
4 person being eligible to serve more than 4 full con-
5 secutive terms, provided that for this purpose only a
6 period actually served which exceeds 1/2 of the
7 2-year term shall be deemed a full term. Upon expi-
8 ration of a member's term, he shall serve until his
9 successor is qualified and appointed. The
10 successor's terms shall be 2 years from the date of
11 the expiration, regardless of the date of his ap-
12 pointment. Any vacancy in the board caused by
13 death, resignation or removal of any member shall be
14 filled by the appointment of a person qualified, to
15 hold office during the unexpired term of the member
16 whose place is thus filled. Any member of the board
17 may be removed from office for cause, by the Govern-
18 nor. The members of the board shall each be compen-
19 sated according to the provisions of Title 5, chapter
20 379. The board may examine and license plumbers.'

21 Further amend the Bill by striking out all of
22 section 2

23 STATEMENT OF FACT

24 The Plumbers' Examining Board is increased to 5
25 members so that the 2 public members will not consti-
26 tute a majority on the board.

27 The amendment also increases the membership of
28 the Auctioneers Advisory Board from 3 to 5 years.

29 The amendment removes the section of bill requir-
30 ing a board report to the Legislature.

31 The amendment also makes it clear that the intent
32 of the bill is not to remove anyone who is serving on
33 a board, but, if a board does not have 2 public mem-
34 bers, to increase the size of board to accommodate

D. OF R.

SENATE AMENDMENT "B" to H.P. 1125, L.D. 1631

1 the public members.

2

4173060585

3 (Sen. Bustin)

4 SPONSORED BY: Sen. Bustin

5 COUNTY: Kennebec

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