

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
114TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 78, L.D. 109, "Resolve,
Establishing the Commission to Study the Regulation of Welders"

Amend the resolve by striking out everything after the title
and before the statement of fact and inserting in its place the
following:

Sec. 1. Commission created and charged. Resolved: That the
Commission to Study the Regulation of Welders is established.
The commission shall:

1. Determine which agency of State Government issues
certification of welder qualifications;

2. Determine the method by which qualifications of welders
are determined;

3. Recommend the location of testing facilities, the method
to qualify testing personnel and facilities, and a method of
auditing personnel and facilities;

4. Review the areas of welding activity which should be
regulated;

5. Determine the cost of the recommended program and method
of funding, including fee structure; and

6. If the commission's recommendations call for a
substantial increase in functions or practices regulated, provide
as part of its report responses to the issues raised in the Maine
Revised Statutes, Title 5, section 12015, subsection 3; and be it
further

Sec. 2. Appointment. Resolved: That the commission shall
consist of 10 members, appointed by the Governor: a
representative of a structural fabrication company, a
representative of a boiler and pressure vessel repair company, a
welder representing the American Federation of Labor, a plant

1 engineer, a welding department instructor from a
2 vocational-technical institute, a boiler inspector from an
3 insurance company, a representative from the Board of Boiler
4 Rules, a representative of the Department of Transportation, a
5 representative of the Division of Licensing and Enforcement in
6 the Department of Professional and Financial Regulation and a
7 representative of the Boiler, Elevator and Tramway Division in
8 the Department of Labor.

9
10 All appointments shall be made no later than 30 days
11 following the effective date of this resolve; and be it further

12 **Sec. 3. Convening of commission. Resolved:** That when the
13 appointment of all commission members is completed, the Governor
14 or the Governor's designee shall call the first meeting no later
15 than November 15, 1989; and be it further

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17 **Sec. 4. Report. Resolved:** That the commission shall present
18 its findings, together with any recommended legislation, to the
19 joint standing committee of the Legislature having jurisdiction
20 over business legislation at the Second Regular Session of the
21 114th Legislature by March 1, 1990; and be it further

22
23 **Sec. 5. Assistance. Resolved:** That the Department of Labor
24 shall provide staff assistance to the commission; and be it
25 further

26
27 **Sec. 6. Compensation. Resolved:** That all members of the
28 commission shall receive reimbursement for expenses upon
29 application to the Commissioner of Labor; and be it further

30
31 **Sec. 7. Appropriation. Resolved:** That the following funds are
32 appropriated from the General Fund to carry out the purposes of
33 this resolve.

34
35 1989-90

36
37 **LABOR, DEPARTMENT OF**
38
39 **Regulation and Enforcement**

40 All Other \$3,500

41
42 Provides funds for 4 meetings and expenses
43 of the Commission to Study the Regulation of
44 Welders.
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STATEMENT OF FACT

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This amendment accomplishes the following relative to the resolve to establish a Commission to Study the Regulation of Welders:

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1. Requires that the commission prepare the justification required by Maine law for any substantial increase in the regulation of welders that may be recommended.

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2. Eliminates the 2 legislative members and adds a representative of the Department of Professional and Financial Regulation.

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3. Requires the first commission meeting by November 15, 1989, and changes the report date from December 1, 1989 to March 1, 1990.

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4. Changes the appropriation to reflect the elimination of the legislative members.

Reported by the Committee on Business Legislation
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