

# MAINE STATE LEGISLATURE

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

COMMITTEE AMENDMENT "A" to H.P. 973, L.D. 1351, Bill, "An Act Amending the Maine Board of Oil and Solid Fuel Dealers Law"

Amend the bill by striking out all of the title and inserting in its place the following:

**'An Act Amending the Oil and Solid Fuel Board Laws'**

Further amend the bill by inserting after the enacting clause the following:

**Sec. 1. 32 MRSA §2311, sub-§4**, as amended by PL 1979, c. 606, §7, is further amended to read:

**4. Approved.** "Approved" shall ~~mean~~ means acceptable to the Oil and Solid Fuel Board as to design, construction, installation and safety for its intended use. ~~Equipment in conformance with the Board of Boiler Rules shall be considered as meeting the definition of this subsection. Devices listed for a specific purpose by Underwriters Laboratories, Inc. or other nationally recognized testing agencies, shall be considered as meeting the definition of this subsection. Upon receipt of evidence indicating that equipment so tested may not meet the definition of this subsection, the board may review the determinations made by such agencies. All other equipment shall be submitted to the board for review. The board shall not label or require any person or group to label equipment in the name of the board according to standards and rules adopted by the board.~~

**Sec. 2. 32 MRSA §2313**, as enacted by PL 1979, c. 569, §4, is amended to read:

**§2313. Installations to conform to standards**

No installation of oil or solid fuel burning equipment as defined in this chapter shall ~~shall~~ may be made in the State unless the

1 installation complies with--the--then--current--edition--of--the  
2 ~~National-Fire-Protection-Association-Standard-No.-31~~ and with all  
3 other standards and regulations adopted by the board. Whenever  
4 oil or solid fuel burning equipment, accessory equipment or  
5 installation thereof are separately contracted, the master burner  
6 technician in charge of installation shall be responsible for  
7 ascertaining total conformance to the standards. Whenever any  
8 state oil and solid fuel compliance officer shall find a person  
9 installing or assisting in an oil or solid fuel burner  
10 installation, the person shall, on request of the compliance  
11 officer, provide evidence of being properly licensed, when  
12 required by this chapter and if unable to provide the evidence,  
13 shall furnish the compliance officer with his that person's full  
14 name and address and, if applicable, the full name and address of  
15 the master in charge.'

17 Further amend the bill by inserting after section 2 the  
18 following:

19 'Sec. 3. 32 MRSA §2402, sub-§1, as amended by PL 1983, c. 413,  
20 §123, is further amended to read:

21  
22 1. Rules. The board may make reasonable rules for the  
23 issuance of various types and classes of licenses to cover the  
24 various types of oil and solid fuel burner installations ~~as set~~  
25 ~~forth in section 2311~~ and to set forth standards and rules for  
26 product approval. A license may cover one or more or all types  
27 of installations. The board may further make reasonable rules  
28 concerning the term and type of experience required by candidates  
29 for examination.'

30  
31 Further amend the bill by renumbering the sections to read  
32 consecutively.

33  
34 Further amend the bill by inserting before the statement of  
35 fact the following:

36  
37 **FISCAL NOTE**

38  
39 This bill will result in additional dedicated revenue to the  
40 Oil and Solid Fuel Board. The amount of additional dedicated  
41 revenue cannot be determined at this time.'

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43  
44 **STATEMENT OF FACT**

45  
46 This amendment removes reference to the regulations of 2  
47 national associations and empowers the State's Oil and Solid Fuel  
48 Board to set forth all standards and regulations for product and  
49 installation approval of oil and solid fuel burners.  
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