

# MAINE STATE LEGISLATURE

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# 116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

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Legislative Document

No. 648

H.P. 490

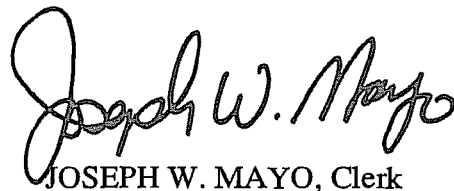
House of Representatives, February 25, 1993

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**An Act to Require That the Inspection and Investigation Responsibilities  
of the Electricians' Examining Board Receive Funding Priority.**

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Reference to the Committee on Business Legislation suggested and ordered printed.

  
JOSEPH W. MAYO, Clerk

Presented by Representative COFFMAN of Old Town.

Cosponsored by Representatives: CLEMENT of Clinton, GRAY of Sedgwick, HATCH of Skowhegan, HOGLUND of Portland, MICHAEL of Auburn, RAND of Portland, Senators: BALDACCI of Penobscot, BUSTIN of Kennebec, LUTHER of Oxford, O'DEA of Penobscot, VOSE of Washington.

2 Be it enacted by the People of the State of Maine as follows:

4 Sec. 1. 32 MRSA §1154, as amended by PL 1983, c. 553, §27, is further amended to read:

6 **§1154. Disposal of fees**

8 All fees received by the board ~~shall~~ must be paid to the  
10 Treasurer of State to be used for carrying out this chapter. Any  
balance of these fees ~~shall~~ may not lapse, but ~~shall~~ must  
12 be carried forward as a continuing account to be expended for the  
same purposes in the following fiscal years. Fees received under  
14 section 1102-B must be used for carrying out that section.  
Before fees received under section 1203 can be used for other  
16 purposes, they must be used to fully fund section 1155-A,  
subsection 1. The Commissioner of Professional and Financial  
18 Regulation under Title 10, section 8003, subsection 6 and the  
Governor under Title 5, section 1586 shall only assess the board  
20 to the extent that funds are available after the inspection and  
investigative requirements of this chapter have been carried  
22 out. The board shall report to the joint standing committee of  
the Legislature having jurisdiction over business legislation  
24 when the funding or staffing provided to the board is inadequate  
to meet its inspection and investigation responsibilities.

26 **Sec. 2. Report.** The Commissioner of Professional and  
Financial Regulation and the State Budget Officer shall make a  
28 report by January 1, 1994 to the Joint Standing Committee on  
Business Legislation on the effect of the charges of the  
30 Statewide Cost Allocation Plan on the ability of the  
Electricians' Examining Board to carry out the provisions of the  
32 Maine State Revised Statutes, Title 32, sections 1102-B and  
1155-A. The issuing agents shall provide a copy of this report  
34 to the Executive Director of the Legislative Council.

36 **STATEMENT OF FACT**

38 This bill deals with the adequacy of the inspection and  
40 investigation capabilities of the Electricians' Examining Board.  
This bill requires that funds raised from inspection fees be used  
42 for inspections, that priority in the use of license fees be  
given to the investigation of complaints, that the Commissioner  
44 of Professional and Financial Regulation and the Governor not  
assess the board for overhead unless adequate funds exist for  
46 inspection and investigation, that the board report to the  
Legislature when its funding or staffing is inadequate for  
48 inspection and investigation and that the commissioner and the  
State Budget Officer make a report on the effect of charges from  
50 the Statewide Cost Allocation Plan on the ability of the board to  
carry out its inspection and investigation responsibilities.