

# MAINE STATE LEGISLATURE

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MINORITY  
BUSINESS AND ECONOMIC DEVELOPMENT

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
117TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "B" to H.P. 307, L.D. 411, Bill, "An Act to Repeal the Laws Regarding Consumer Information Pamphlets"

Amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

'Sec. 1. 32 MRSA §59-A, 2nd ¶, as enacted by PL 1993, c. 600, Pt. A, §26, is amended to read:

Consumer information publications must be made available by the board to all practicing licensees in reasonable quantities at no charge. The Occupational and professional regulatory boards shall adopt rules that require consumer information publication must publications be placed in a conspicuous location in the public area of every office or facility where the practice of the regulated profession is conducted and--copies--made or otherwise require that licensees make the publications readily available to consumers.

Sec. 2. 32 MRSA §59-A, 3rd ¶, as enacted by PL 1993, c. 600, Pt. A, §26, is repealed.'

Further amend the bill by inserting at the end before the statement of fact the following:

**FISCAL NOTE**

The professional regulatory boards that are affiliated with or internal to the Department of Professional and Financial Regulation will incur some minor additional costs to adopt certain rules and to provide consumer information publications to the various professionals regulated by each board. These costs can be absorbed within the boards' existing budgeted resources.'

**STATEMENT OF FACT**

This is the minority amendment of the Joint Standing Committee on Business and Economic Development. The majority amendment is ought to pass.

The original bill repealed the law that requires regulatory boards to develop and make available to practitioners at no charge a publication that educates consumers as to the products or services of the profession, and the consumers' right to bring a complaint and the methodology for doing so. The practicing licensees are required to place this publication in a conspicuous location and provide copies to their customers.

This amendment provides a board determined alternative for the regulated professions in terms of providing the publications to consumers. It also removes the provision for the board to address, by rulemaking, the subject of enforcing the requirement to distribute these publications to consumers.