

# MAINE STATE LEGISLATURE

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# 118th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1997

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Legislative Document

No. 1595

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S.P. 512

In Senate, March 19, 1997

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### **An Act to License Home Building Contractors.**

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Reference to the Committee on Business and Economic Development suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator CATHCART of Penobscot.  
Cosponsored by Representative VIGUE of Winslow.

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

2  
4       **Sec. 1. 3 MRSA §959, sub-§1, ¶C**, as amended by PL 1995, c. 671, §§1 to 3, is further amended by amending subparagraphs (48) and (49) to read:

6                   (48) Board of Licensing of Dietetic Practice in 2005;  
8                   and

10                   (49) Board of Complementary Health Care Providers in  
12                   2007; and

14       **Sec. 2. 3 MRSA §959, sub-§1, ¶C**, as amended by PL 1995, c. 671, §§1 to 3, is further amended by enacting subparagraph (50) to read:

16                   (50) Board of Home Building Construction in 2007.

18       **Sec. 3. 5 MRSA §151, first ¶**, as amended by PL 1995, c. 402, Pt. A, §2 and c. 505, §2, is repealed and the following enacted in its place:

22                   All money received by the Treasurer of State from those  
24                   boards listed in section 12004-A constitutes a fund for each  
26                   board, which is a continuous carrying account for the payment of  
28                   the compensation and expenses of the members and the expenses of  
30                   the board and for executing the law relating to each board  
32                   respectively and as much of the fund as may be required is  
34                   appropriated for these purposes. The secretary of each board is  
36                   entitled to reimbursement for all expenditures for books,  
38                   stationery, printing and other necessary expenses incurred in the  
discharge of the secretary's duties. All payments must be made  
from the respective funds held in the state treasury, after the  
approval of the State Controller. In no event may these payments  
exceed the amounts received by the Treasurer of State from the  
treasurer of each respective board. Any balance remaining to the  
credit of any board at the end of any year must be carried  
forward to the next year.

40       **Sec. 4. 5 MRSA §12004-A, sub-§20-A** is enacted to read:

42       20-A.                   Public members -           32 MRSA  
44       Board of                   Legislative Per Diem   §14006  
Home Building           Other members - no  
Construction           compensation authorized

46       **Sec. 5. 10 MRSA §1487, sub-§§3 and 5**, as enacted by PL 1987, c. 574, are amended to read:

2           **3. Work dates.** Both the estimated date of commencement of  
work and the estimated date when the work will be substantially  
completed and the penalties incurred if these dates are missed;

4  
6           **5. Payment.** The method of payment, with the initial down  
payment being limited to no more than 1/3 of the total contract  
price and with a provision for withholding 10% of the final  
8 payment for 10 days pending evaluation of the work;

10           **Sec. 6. 10 MRSA §1487, sub-§11,** as amended by PL 1989, c. 193,  
§1, is further amended to read:

12           **11. Residential insulation.** If the construction includes  
14 installation of insulation in an existing residence, any  
disclosures required by chapter 219, Insulation Contractors; and

16           **Sec. 7. 10 MRSA §1487, sub-§12,** as enacted by PL 1989, c. 193,  
18 §2, is amended to read:

20           **12. Energy standards.** A statement by the contractor that  
chapter 214 establishes minimum energy efficiency building  
22 standards for new residential construction, and whether the new  
building or an addition to an existing building will meet or  
24 exceed those standards; and

26           **Sec. 8. 10 MRSA §1487, sub-§13** is enacted to read:

28           13. Certificates of insurance. A statement that the  
contractor has insurance for workers' compensation, if required,  
30 and for general liability.

32           **Sec. 9. 10 MRSA §1489,** as enacted by PL 1987, c. 574, is  
repealed.

34           **Sec. 10. 10 MRSA §1490-A** is enacted to read:

36           §1490-A. Civil actions

38           A home construction contract is not enforceable by the  
40 contractor unless the contract conforms to the provisions of this  
chapter.

42           **Sec. 11. 10 MRSA §8001, sub-§38, §§KK and LL,** as enacted by PL  
44 1995, c. 560, Pt. H, §4 and affected by §17, are amended to read:

46           KK. Board of Boiler Rules; and

48           LL. Board of Elevator and Tramway Safety; and

2                   **Sec. 12. 10 MRSA §8001, sub-§38, ¶MM** is enacted to read:

4                   MM. Board of Home Building Construction.

6                   **Sec. 13. 32 MRSA c. 124** is enacted to read:

8   **CHAPTER 124**

10   **HOME BUILDING CONSTRUCTION**

12                   **§14001. Definitions**

14                   As used in this chapter, unless the context otherwise  
indicates, the following terms have the following meanings.

16                   1. Board. "Board" means the Board of Home Building  
Construction.

18                   2. Commissioner. "Commissioner" means the Commissioner of  
Professional and Financial Regulation.

20                   3. Construct. "Construct" means to erect, reconstruct,  
demolish, alter, convert, repair, renovate, restore or remodel.

22                   4. Department. "Department" means the Department of  
Professional and Financial Regulation.

24                   5. Home. "Home" means a combination of materials, whether  
portable or fixed, that comprises a structure affording  
facilities or shelter for use as a dwelling with 3 or fewer units  
and garages, if any. "Home" does not mean manufactured housing  
or mobile homes certified pursuant to the manufactured housing  
laws of the State.

28                   6. Home building contractor. "Home building contractor"  
means a person who independently, or through others, offers,  
submits a bid or undertakes to construct, as prime contractor, a  
home other than the person's own home, requiring at least 2  
unrelated trades or skills.

30                   7. Home construction supervisor. "Home construction  
supervisor" means a person who supervises home construction.

32                   8. Supervision. "Supervision" means to be present at some  
time on the site and to supervise and approve construction,  
reconstruction, alterations, removal or demolition.

34                   **§14002. License required**

2 Effective January 1, 1999, unless specifically exempted by  
3 this chapter, a person may not use the title, engage in the  
4 business or act in the capacity of a home building contractor or  
5 home construction supervisor unless licensed in accordance with  
6 this chapter. An unlicensed contractor who builds a home for the  
7 contractor's own use may not sell that home for one year from the  
8 time of its completion. A person who violates this section  
9 commits a Class D crime.

10 **§14003. Violation**

12 A person who violates a provision of this chapter, other  
13 than section 14002, is guilty of a Class E crime. The State,  
14 including the board, may bring an action in Superior Court to  
15 enjoin a person from violating this chapter, regardless of  
16 whether proceedings have been or may be instituted in the  
17 Administrative Court or whether criminal proceedings have been or  
18 may be instituted. The board may bring legal action against  
19 unlicensed contractors in Superior Court for violation of section  
20 14002.

22 Evidence of the securing of a building or construction  
23 permit from a governmental agency, the employment of a person on  
24 a building project, the offering of a bid to act as contractor or  
25 advertising as a home building contractor constitutes prima facie  
26 evidence of engaging in the business or acting in the capacity of  
27 a home building contractor.

28 **§14004. Civil actions**

30 A contract for constructing a home is not enforceable by the  
31 contractor unless the contractor was properly licensed at the  
32 time the work was performed.

34 **§14005. Other laws**

36 The provisions of this chapter are in addition to other  
37 provisions of state law. If conflict exists, the law that is the  
38 more favorable to the consumer applies.

40 **§14006. Board of Home Building Construction; establishment;**  
41 **compensation**

44 1. Establishment. The Board of Home Building Construction,  
45 as established by Title 5, section 12004-A, subsection 20-A, is  
46 created within the Department of Professional and Financial  
47 Regulation to carry out the purposes of this chapter.

48 2. Members. The board consists of 9 members appointed by  
49 the Governor. Each member must be a citizen of the United States  
50

2 and a resident of the State. Members must be selected in a  
4 manner that provides geographic representation of various parts  
6 of the State. The qualifications of board members are as follows.

8 A. One member must be a person whose principal business is  
10 the construction of homes.

12 B. One member must be a specialty contractor involved in  
14 only one construction trade who is not required to be  
16 licensed under other laws of this State.

18 C. One member must be a real estate developer who contracts  
20 for the construction of homes but does not construct them.

22 D. One member must be an architect licensed in the State.

24 E. One member must be an engineer licensed in the State.

26 F. One member must be a subcontractor in the construction  
28 of homes.

30 G. Three members must be members of the public who are not  
32 in the home construction business and whose parents, spouses  
34 or children have no such involvement.

36 3. Terms of office. Board members must be appointed for  
38 terms of 3 years each, except that a person chosen to fill a  
40 vacancy may be appointed only for the unexpired term of the board  
42 member to be succeeded. Upon the expiration of the term of  
44 office, a board member continues to serve until a successor has  
46 been appointed and qualified. The Governor shall appoint a new  
48 member within 30 days of the occurrence of a vacancy. A person  
may not be appointed for more than 2 full consecutive terms.  
Upon expiration of a member's first term, the board shall  
recommend to the Governor whether the member should be  
reappointed.

4. Removal. The Governor may remove a member of the board  
for good cause, which includes malfeasance and neglect of duty.  
A member who is subject to removal must be granted a hearing  
before the Governor upon request.

5. Conflict of interest. A board member may not  
participate in matters before the board in which the board member  
has a pecuniary interest, or any other conflict of interest.

6. Compensation. Public members of the board are entitled  
to compensation as provided in Title 5, chapter 379.

2           7. Meetings; quorum. The board shall hold at least 2  
4           meetings each calendar year. Additional meetings must be held  
6           upon the call of the chair or the secretary or upon written  
8           request of 2 board members. Five members of the board constitute  
10           a quorum.

12           8. Officers. The board shall select a chair, vice-chair  
14           and secretary at the end of its first meeting. These officers  
16           must be selected annually.

18           §14007. Powers; duties

20           The board has the following duties and powers in addition to  
22           all other powers and duties under this chapter.

24           1. Administration and enforcement. The board shall  
26           administer and enforce this chapter.

28           2. Rules. The board shall adopt rules necessary for  
30           administration of this chapter. Rules dealing with fees are  
32           major substantive rules pursuant to Title 5, chapter 375,  
34           subchapter II-A and must be supported by information required by  
36           subsection 9. Other rules, unless specifically excepted, are  
38           routine technical rules as defined in Title 5, chapter 375,  
40           subchapter II-A.

42           3. Complaints and violations. The board shall on its own  
44           motion actively oversee the practice of home building  
46           construction to ascertain if acts that are grounds for discipline  
48           under section 14012, subsection 1 are being committed. The board  
          shall investigate or cause to be investigated a complaint made on  
          its own motion or a written complaint filed with the board and  
          any case of noncompliance with or violation of this chapter or  
          the rules adopted by the board, including unlicensed practice.  
          The board shall establish procedures to allow and facilitate the  
          filing of written complaints by consumers and shall ensure that  
          the public is aware of the right to file complaints.

4. Records. The board shall keep records and minutes as  
          determined necessary by the board.

5. Contracts. The board may enter into contracts to carry  
          out its responsibilities under this chapter.

6. Hearings. The board shall conduct hearings to assist in  
          investigating complaints and to determine whether grounds exist  
          for refusing to renew a license. The board may not refuse to  
          renew a license unless the person who is refused the license is  
          offered the opportunity for an adjudicatory hearing. These



2 hearings must be conducted in conformity with Title 5, chapter  
3 375, subchapter IV.

4 7. Code of ethics and bill of rights. The board shall  
5 adopt by rule a code of ethics for home building contractors and  
6 a bill of rights for consumers. These must be made available at  
7 no cost to licensed home building contractors. The board shall  
8 adopt the code of ethics of a national home builders association  
9 if such exists, otherwise the board shall develop a code.

10  
11 8. Register. The board shall make available to consumers  
12 at the cost of printing, handling and mailing a register of all  
13 contractors licensed with the board that contains information  
14 provided by the contractors at the time of licensing. The board  
15 shall determine what information from a contractor's financial  
16 statement may be released to the public. This register may be  
17 made available in editions that cover the State by geographic  
18 area and must be priced accordingly. The register must be  
19 revised at least biennially. The board shall widely publicize  
20 the availability of the register. The register must include the  
21 materials required by subsection 12.

22  
23 9. Budget. The board shall submit to the commissioner, as  
24 provided in Title 5, section 1665, a budget sufficient to carry  
25 out this chapter. The commissioner shall transmit this budget,  
26 together with any revisions, to the Department of Administrative  
27 and Financial Services, Bureau of the Budget. The commissioner  
28 shall inform the board in writing of the reasons for any revision  
29 to the board's budget.

30  
31 10. Fees. Within the limits set by law, the board shall  
32 set fees by rule for licensing and renewals that are sufficient,  
33 but no more than sufficient in the long term, to implement the  
34 provisions of law and of the rules adopted by the board,  
35 including the provisions of subsection 3.

36  
37 11. Report. No later than August 1st of each year, the  
38 board shall submit to the commissioner a report of its operations  
39 and financial position for the preceding fiscal year ending June  
40 30th, together with comments and recommendations the board  
41 determines necessary. The report must include comments regarding  
42 the quality and quantity of employee assistance provided by the  
43 department and the Department of the Attorney General.

44  
45 12. Education. The board shall produce and distribute  
46 written material to educate the consumer and the home building  
47 contractor. This material must include a basic business  
48 practices guide for contractors. For consumers, it must:

- 2           A. Include a description of the licensing program and its  
3           significance;
- 4           B. Advice on obtaining references, including the ability to  
5           contact the board if desired, and the importance of  
6           obtaining references;
- 8           C. A summary of the state law for home construction  
9           contracts;
- 10           D. The necessity and method for checking the quality of the  
11           work;
- 14           E. Instructions regarding complaint procedures;
- 16           F. Instructions regarding situations when the newly  
17           constructed home is purchased from a 3rd party, not the  
18           contractor; and
- 20           G. The existence of the Contractors Guaranty Fund.

22           These materials must be provided in sufficient quantity at no  
23           cost to licensed contractors. The board shall consult with the  
24           commissioner, the state chapter of a national association of  
25           retired persons and the Department of Human Services, Bureau of  
26           Elder and Adult Services relative to implementing an education  
27           program targeted at the specific issues of the elderly regarding  
28           home construction.

30           **§14008. Issuance of licenses**

32           1. Application; qualifications. The board shall issue a  
33           license to any person who provides information that the board  
34           requires on forms provided by the board and who, in the board's  
35           opinion, meets the qualifications for licensure as set out in  
36           this section.

38           2. Home building contractor licenses. The board may issue  
39           the following licenses.

40           A. A Class C license authorizes a person to apply siding,  
41           replace windows, reroof and engage in similar activities as  
42           the board may determine. To obtain a Class C license, the  
43           applicant must:

- 46                   (1) Show proof of at least a \$50,000 liability  
47                   insurance policy; and
- 48                   (2) Pay a fee as adopted by the board, not to exceed  
49                   \$100 per biennium.

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B. A Class B license authorizes a person to perform home building construction that does not require a permit. To obtain a Class B license, a person must:

(1) Submit evidence of experience under the supervision of the equivalent of a Class A home building contractor for at least 4 years together with one certificate of satisfactory performance from the supervising contractor on a form provided by the board; and

(2) Pay a fee as adopted by the board.

C. A Class A license authorizes a person to construct homes as a home building contractor and to perform any of the functions authorized for a Class B or C license. To obtain a Class A license, a person must:

(1) Have 4 years of experience as a Class B home building contractor, or the equivalent in another state, or successfully completed 2 years of construction education from an accredited institution acceptable to the board or any combination of experience and education acceptable to the board. The applicant must support the experience qualification with three certificates of satisfactory performance from customers attesting to satisfactory performance on forms provided by the board; and

(2) Have successfully passed an examination indicating minimal understanding of:

(a) General building principles, based on a national examination if one exists; and

(b) State laws and rules concerning home building.

The board shall accept evidence of minimal competence as successful passage. In granting a license, the board shall make recommendations to the licensee as to subjects to which continuing education should be directed, if test results indicate specific areas of lesser knowledge;

(3) Provide proof of \$300,000 combined single limit liability insurance policy;

(4) Provide proof of workers' compensation insurance;

- 2                   (5) Provide an audited financial statement indicating  
at least \$15,000 in working capital;
- 4                   (6) Provide a credit report indicating no outstanding  
past due debts;
- 6                   (7) Provide proof of unemployment insurance or of  
8                   exemption from the laws that require unemployment  
10                   insurance;
- 12                   (8) Provide a signed tax statement acknowledging  
payment of all federal, state and local taxes; and
- 14                   (9) Provide a satisfactory bank reference.

16                   D. To be licensed as a home construction supervisor, a  
18                   person must meet the qualifications of subsection 2,  
paragraph C, subparagraphs (1) and (2).

20                   3. License; renewals. A license is valid for 2 years. The  
22                   commissioner shall determine the date of expiration most  
24                   compatible with the workload of the department. A licensee  
26                   seeking a renewal of a license shall update all information  
28                   provided in the original application on forms provided by the  
30                   board including proof of current liability and workers'  
32                   compensation insurance and satisfactory credit and bank  
references and a financial statement. The board shall mail  
notice of expiration to the licensee's last known address at  
least 30 days in advance of the expiration of the license. The  
board shall develop requirements for ensuring continuing  
competence. A continuing education requirement must include a  
provision for determining satisfactory passage.

34                   4. Fees. The board shall establish application,  
36                   examination, initial licensing and license renewal fees in  
38                   amounts that are necessary to implement and administer the  
40                   licensing program, to provide the education materials specified  
42                   in this chapter, to produce the register of licensees, provide  
44                   for adequate legal, investigative and inspection personnel on the  
46                   board's staff or that of the Attorney General, to ensure that  
48                   violations are brought to the board's attention, complaints  
investigated and all matters resolved in a timely fashion. In  
the event that adequate support is not provided by the Attorney  
General, the board, contingent upon approval of the Attorney  
General as required by Title 5, section 191, shall engage legal  
counsel to advise the board generally and, specifically, to  
represent the board in hearings before it and in appeals taken  
from a decision of the board. The Attorney General may not deny  
approval without providing reasons for doing so specific to the

particular situation. License fees for Class B and C licenses may not exceed \$250 per biennium.

**§14009. Consumer information**

At the time of submitting a bid, a contractor must provide the potential customer with a copy of the consumer materials required by section 14007, subsection 12. A written acknowledgement of receipt must be obtained at the time a contract is signed.

**§14010. Supervision**

When any of the following functions are taking place on a home construction site, supervision by the home building contractor or a home construction supervisor is required: excavation; construction of the foundation; decking; chimneys; rough framing; and finished framing.

**§14011. Enforcement**

In the course of a municipal building inspector's regular functions, the inspector shall inspect for construction practices that are a violation of section 14012, subsection 1 and report to the board. If in the opinion of the board the activities of these municipal inspectors are not sufficient to ensure that violations of this chapter are brought to the attention of the board, the board shall take such action as necessary to remedy this situation, including budgeting for and requesting the commissioner to appoint state building inspectors.

**§14012. Disciplinary action**

**1. Grounds.** The board may refuse to renew, or may revoke or suspend a license pursuant to Title 5, section 10004 or may take other actions pursuant to Title 10, section 8003, subsection 5. These actions may be based on the following grounds:

**A. Practicing fraud or deceit in obtaining a license under this chapter;**

**B. Engaging in conduct that shows a lack of ability to render a service owed the customer or a lack of knowledge or ability to apply principles or skills of construction;**

**C. Engaging in unprofessional conduct by violating the code of ethics adopted by the board or showing negligence or misconduct;**

2 D. Failing or refusing without good cause to exercise  
reasonable diligence in construction;

4 E. Abandoning a contract without legal cause;

6 F. Willfully or deliberately disregarding and violating the  
applicable building codes or ordinances of the State or its  
8 subdivisions;

10 G. Having had a license, certification or registration in  
construction or a related field revoked or suspended in  
12 another state, unless the period of revocation or suspension  
has been completed; or

14 H. Violating the provisions of this chapter or rules of the  
16 board.

18 2. Procedure. Except as provided in Title 5, section  
10004, a renewal of a license may not be denied or a license  
20 revoked or suspended for the reasons in subsection 1, without  
prior written notice and opportunity for a hearing. The burden  
22 of proof is on the board in a proceeding to deny a renewal of a  
license or to revoke or suspend a license. A renewal of a  
24 license may not be denied or a license revoked or suspended under  
this section except by majority vote of the board.

26 3. Complaints. A person may file a complaint with the board  
28 seeking disciplinary action against a person licensed by the  
board. If the board determines that a complaint alleges facts  
30 that, if true, would require nonrenewal of a license or other  
disciplinary action, the board shall conduct a hearing pursuant  
32 to the Maine Administrative Procedure Act. When the board  
establishes that a complaint does not state facts that warrant a  
34 hearing, the complaint may be dismissed. A person making a  
complaint must be advised in writing of each formal decision made  
36 by the board regarding that complaint.

38 An individual whose renewal of a license has been denied or whose  
license has been suspended or revoked may apply to the board for  
40 reinstatement one year after the date of the board's original  
action. The board may set requirements for relicensure.

42 **§14013. Nonresident license**

44 An applicant for a license under this chapter who is not a  
46 resident of the State shall submit with the application an  
irrevocable consent that service of process on the applicant may  
48 be made by delivery of the process to the commissioner if, in an  
action against the applicant in a court of the State arising out  
50 of the applicant's activities as a building contractor in the

2 State, the plaintiff may not, in the exercise of due diligence,  
3 effect personal service upon the applicant.

4 **§14014. License numbers**

6 A license number must be assigned to a successful applicant  
7 for a home building contractor's license. The licensed home  
8 building contractor shall use this number in all advertising,  
9 promotional literature, correspondence, contracts and receipts  
10 for client payment. Advertising or promotion of home building  
11 services in any form by an unlicensed contractor is prohibited.  
12 A municipality may not issue a building permit to a home building  
13 contractor or home building supervisor without evidence that the  
14 applicant is a licensed home building contractor or that the home  
15 building supervisor is an agent for a home building contractor on  
16 the permitted project. The municipality shall put the  
17 applicant's license number on the permit.

18 **§14015. Employees**

20 The commissioner shall appoint, subject to the Civil Service  
21 Law and with the advice of the board, employees as are necessary  
22 to carry out this chapter. A person so employed is in the  
23 department and under the administrative and supervisory direction  
24 of the commissioner.

26 Upon the request of the board and provision of funding, the  
27 commissioner shall arrange for state-approved building inspectors  
28 to inspect for violations of this chapter. The commissioner may  
29 accomplish this through appointment, contracting or sharing the  
30 service of an inspector of another state agency who is qualified  
31 to inspect homes.

34 State building inspectors have the right of entry during  
35 usual business hours to inspect any and all homes in the  
36 performance of their duties. They may enter a home only with the  
37 permission of the owner, occupant or person having control of the  
38 building or pursuant to an order of court.

40 **Sec. 14. Grandfathered home building contractors.** A person who  
41 as of the effective date of this Act has been engaged as a home  
42 building contractor for at least 3 years and submits evidence of  
43 completing 5 houses or 10 remodeling projects during that time,  
44 submits 5 certificates of recommendation by either consumers or  
45 financial institutions on forms provided by the board, passes the  
46 license examination required by the Maine Revised Statutes, Title  
47 32, section 14008, subsection 2, paragraph C, subparagraph (2) no  
48 later than 6 months after licensing, and shows proof of a  
\$300,000 liability insurance policy is qualified for the purpose

2 of licensure under the Maine Revised Statutes, Title 32, section  
14008 and upon payment of the fee adopted by the board must be  
issued a Class A license.

4  
6 **Sec. 15. Timetable.** The Governor shall make initial  
appointments to the Board of Home Building Construction  
8 established by the Maine Revised Statutes, Title 5, section  
12004-A, subsection 20-A by December 15, 1997. Of the first  
10 board members, the Governor shall appoint 2 for a term of one  
year, 2 for a term of 2 years and 5 for terms of 3 years. The  
12 commissioner shall call the first meeting of the board by January  
30, 1998 and shall act as chair until a chair is selected.

14 **Sec. 16. Working capital advance.** The State Controller is  
authorized to advance to the Department of Professional and  
16 Financial Regulation, Board of Home Building Construction,  
\$100,000 from the General Fund Unappropriated Surplus. These  
18 funds will be used to provide the working capital advance  
necessary to fund the start-up costs of the board until the  
20 receipt of its own dedicated funding from license fees. Funds  
advanced for this purpose must be returned to the General Fund  
22 Unappropriated Surplus no later than June 30, 1998.

24  
26 **SUMMARY**

28 This bill establishes the Board of Home Building  
Construction to oversee the licensing of home building  
30 contractors and home construction supervisors. The board shall  
make available educational materials for contractors and  
32 consumers, including a bill of rights, procedures for dealing  
with contractors and a listing of licensed contractors that  
34 includes appropriate information from the contractors'  
application forms.

36 In accordance with the Maine Revised Statutes, Title 5,  
section 12015, any joint standing committee recommending passage  
38 of this bill is required to submit to the Legislature a written  
report to support the recommendation that home building  
40 contractors and home construction supervisors be subject to state  
regulation.  
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