

MAINE STATE LEGISLATURE

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STATE OF MAINE
ONE HUNDRED AND TWELFTH LEGISLATURE
SECOND REGULAR SESSION

JOINT STANDING COMMITTEE ON
BUSINESS AND COMMERCE
BILL SUMMARY



MAY 1986

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ONE HUNDRED AND TWELFTH LEGISLATURE
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JOINT STANDING COMMITTEE
BILL SUMMARIES
MAY 1986

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature, covering the Second Regular Session of the 112th Legislature. The summaries are arranged by LD number under each committee.

All Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor if it is a floor amendment or the designation "CA" if it is a committee amendment. If the amendment was adopted in the House, the letter H appears after the sponsor. If it was adopted in the Senate, the letter S appears.

Final action for each bill is listed to the right of the title. If final House action and Senate action differ, both are listed.

Key to Committee Reports and Floor Action:

| | |
|-----------|---------------------------------------|
| OTP | Ought to Pass |
| OTP-ND | Ought to Pass in New Draft |
| OTP-ND-NT | Ought to Pass in New Draft, New Title |
| OTP-AM | Ought to Pass as Amended |
| ONTP | Ought Not to Pass |
| LVWD | Leave to Withdraw |
| INDEF PP | Indefinitely Postponed |

LD AN ACT CONCERNING THE REGULATION OF ITINERANT
2129 VENDORS

PL 1985
c. 590

Sponsor: BERUBE
Committee Report: New Draft of LD 1908

SUMMARY: Current law in Title 32 requires transient sellers of consumer merchandise to be licensed through the Department of Business Regulation and permits municipalities to require a local license. The original bill, LD 1908, does not propose to repeal current law, but to add a new subchapter to Title 30 concerning itinerant vendors. The bill requires a transient seller of consumer merchandise to obtain a municipal license and sets the fee. The bill also requires a bond to be deposited with the municipal officers.

The new draft completely replaces the bill by amending current law. A new section is added requiring itinerant vendors to obtain a sales tax registration certificate from the State Tax Assessor before applying for licensure.

LD AN ACT TO STRENGTHEN PROFESSIONAL REGULATION
2134

ND LD 2396

Sponsor: CLARK, N., Davis, Rolde, Joseph
Committee Report: OTP-ND

SUMMARY: See LD 2396.

LD AN ACT TO PERFECT THE MAINE BUSINESS
2136 OPPORTUNITY SALES ACT

PL 1985
c. 597

Sponsor: STEVENS, P., Bustin, Rydell, Telow
Committee Report: New Draft of LD 1855

SUMMARY: The original bill, LD 1855, is essentially the Model Business Opportunities Sales Act. The bill repeals and replaces all of current law.

The new draft adds to current law instead of replacing it. Provisions for rulemaking, cease and desist orders and remedies for violations are added. The administration of the law is shifted from the Department of Business Regulation to the Bureau of Banking. The seller's fee is raised from \$50 or more to \$250 or more and the cost of materials is raised from \$100 or more to \$500 or more for a transaction to be included in the definition of "business opportunity".

LD AN ACT RELATING TO THE SOCIAL WORKER
2140 REGISTRATION LAW

ND LD 2370

Sponsor: Business and Commerce Committee
Committee Report: OTP-ND

SUMMARY: See LD 2370.

LD AN ACT CONCERNING THE REGULATION OF SURPLUS
2148 LINES INSURANCE AGENCIES

LVWD

Sponsor: BEAULIEU, Greenlaw, Tuttle
Committee Report: LVWD

SUMMARY: The bill increases the amount that must be paid yearly to the Treasurer of State by Surplus Lines Insurance Agencies. The increase is then to be transferred to the State Fire Marshal's account to help defray expenses incurred by the Commissioner of Public Safety in the administration of fire preventive and investigative laws.

LD AN ACT TO CLARIFY THE CONFIDENTIALITY
2159 PROVISIONS OF THE MAINE BANKING CODE

PL 1985
c. 647

Sponsor: ALIBERTI, Stevens, P., Sewall, Chalmers
Committee Report: New Draft of LD 1731

H-590 BRANNIGAN H S

SUMMARY: The original bill, LD 1731, expands the definitions of a confidential document to include loan accounts so that all bank customer relationships would be kept on a confidential basis. LD 1731 also gives the Superintendent of Banking the statutory authority to approve legitimate uses of the words "bank", "savings" and "credit union" by companies which are not financial institutions.