

MAINE STATE LEGISLATURE

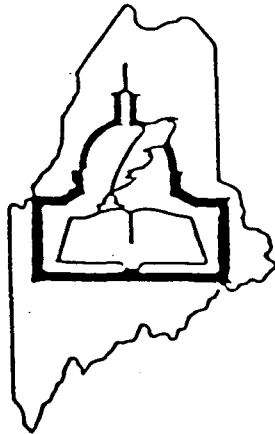
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STATE OF MAINE
ONE HUNDRED AND TWELFTH LEGISLATURE
SECOND REGULAR SESSION

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

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.

The new draft keeps these provisions and adds several others which clarify or simplify certain procedures. In addition the new draft adds a requirement that the customer be served with a summons or warrant prior to disclosure of records. This provision does not apply when the summons or warrant is in connection with a federal grand jury proceeding. The new draft was amended (H-590) to exclude application of this section when a trustee process is lawfully issued.

LD AN ACT TO EXEMPT PROPERTY MANAGERS AND SITE PL 1985
2160 MANAGERS FROM THE LICENSING AS REAL ESTATE c. 605
BROKERS OR SALESMEN

Sponsor: TRAFTON, Sewall, Aliberti, Murray
Committee Report: New Draft of LD 1849

SUMMARY: The original bill, LD 1849, defines property managers within the real estate law and sets up a separate licensing scheme for these individuals.

The new draft excludes property managers from the definition of real estate broker and exempts property managers from the application of the chapter regulating real estate brokers. No license will be required for property managers.

LD AN ACT TO AMEND THE LAW GIVING PROTECTION TO ND LD 2353
2164 SHAREHOLDERS IN MAINE CORPORATIONS

Sponsor: STEVENS, P., Warren, Priest, Chalmers
Committee Report: OTP-ND

SUMMARY: See LD 2353.

LD AN ACT TO CORRECT ELIGIBILITY REQUIREMENTS FOR ND LD 2358
2186 LICENSURE AS A MASTER ELECTRICIAN

Sponsor: VOSE, Diamond, G., Aliberti, Whitcomb
Committee Report: OTP-ND

SUMMARY: See LD 2358.

LD AN ACT CONCERNING THE LABELING OF SEAFOOD PL 1985
2194 c. 622

Sponsor: SCARPINO, Holloway
Committee Report: New Draft of LD 1810