

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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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 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

SUMMARY: The original bill, LD 1810, repeals all of the subchapter on surimi passed in 1985 (12 MRSA §§6111-6114) and replaces it with new definitions and new language regarding the labeling of products and menus. The bill adds and defines the new terms "manufactured surimi", "prepared surimi", and "surimi seafood product".

Although the purpose of the original bill was to clarify existing law, the bill was replaced with the new draft because of the confusion from the many defined terms in the bill. The new draft clarifies the law by amending existing law. The new draft provides a list of terms to be used in labeling from which a seller may choose. This list of terms is designed to alert the public that the product contains processed seafood. The new draft adds a provision which allows the Department of Marine Resources to add terms to the list through rulemaking.

A new definition for "sardine" was added through the Errors Bill because it was inadvertently left out of the new draft. This new definition is in conformity with federal law and will permit the canning of frozen spratts as Maine sardines in times when these small fish are not available on the Maine Coast.

LD	AN ACT TO CLARIFY THE REGULATION OF EMPLOYMENT	PL 1985
2195	AGENCIES	c. 623

Sponsor: BRANNIGAN
Committee Report: New Draft of LD 1688

SUMMARY: The original bill, LD 1688, removes responsibility for licensing employment agencies from the municipalities and requires them to register with the State in order to provide better control over unethical agencies.

This new draft removes the requirement in current law that municipalities must license employment agencies, and adds a provision allowing municipalities to regulate and license them if they choose to do so. No State licensing or registration will be required. The new draft places current provisions in the law regarding amount of the fee and method of payment in Title 26, c. 7 under "Employment Practices".