

# MAINE STATE LEGISLATURE

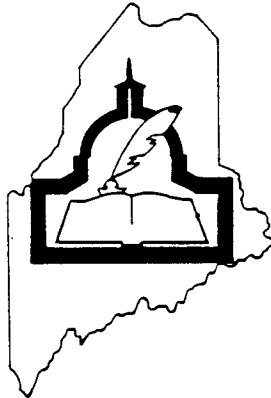
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STATE OF MAINE  
ONE HUNDRED AND THIRTEENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON  
BUSINESS LEGISLATION  
BILL SUMMARY



JUNE 1987

PREPARED BY:

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ONE HUNDRED AND THIRTEENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE  
BILL SUMMARIES  
JUNE 1987

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. The summaries are arranged by LD number under each committee.

All Adopted 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 "COMMITTEE" if it is a committee amendment.

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

Please let us know if you would prefer a different format or additional information and if the summaries are helpful.

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-A	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

This is further defined as "The ability of the program to improve the licensee's knowledge of the real estate business and to assist the licensee in keeping abreast of changing laws, regulations or practices." Approvable programs may include video-tape, correspondence and other formats subject to the committee's approval. A fifty dollar fee is charged by statute for a successful application to be a continuing education provider.

The purpose of this bill was to exempt legislators from the continuing education requirement.

Committee Amendment A: This amendment gives legislators 6 hours credit per legislative session towards the 12 hour biennial requirement continuing education requirement.

LD AN ACT TO AMEND THE POSTGRADUATE RESIDENCY  
413 REQUIREMENTS FOR PHYSICIANS

ND LD 1609  
EMERGENCY

Sponsor: MARTIN, J., Pray  
Committee Report: OTP-ND LD 1609

SUMMARY: See New Draft, LD 1609.

LD AN ACT MAKING CHANGES TO THE DIETITIAN  
473 REGISTRATION ACT

PL 1987  
c. 313

Sponsor: BUSTIN, Gill, Telow, Allen  
Committee Report: OTP-AM  
Amendments Adopted:  
S-112 COMMITTEE

SUMMARY: Dietitians are currently regulated under the provisions of a law passed in 1985 as part of an omnibus bill entitled "AN ACT Affecting the Statutes of Agencies within the Dept. of Business, Occupational and Professional Regulation." During 1985 there was also a bill introduced to license dietitians. This bill was passed on a divided report and was vetoed by the Governor.

Currently dietitians are regulated under the term "registration". There are certain experience and education requirements but no requirement for an examination. Persons may be dietitians without registering but are not allowed to call themselves registered dietitians. A survey of other states conducted by the office of Audit and Program Review indicated that certification is the term most generally used for regulation similar to that currently in place for dietitians.

This bill adds an examination to the qualification requirements for dietitians and changes the terminology from registration to licensing. The word licensing would be consistent with the previously referenced study for a regulation program such as the one proposed.

The bill prohibits the practice of dietetics without a license. This is the first time that there has been this prohibition.

Committee Amendment A: This amendment incorporates the changes proposed in the original bill including the prohibiting of practicing dietetics without a license, an examination for becoming licensed, and provisions for temporary licenses, including scope of practice and authorization for the board to adopt rules. An examination is required of all applicants, including those who currently are registered.

In addition, it includes changes proposed at the public hearing, including exemptions for persons giving out general nutrition-related information, persons marketing food products or dietary supplements, weight loss programs and other licensed professionals. It establishes an experience requirement (2 months) and an examination requirement for dietetic technicians, as suggested by the board.

It clarifies that one member of the board shall be a dietetic technician and conforms the licensing language to the statement of purpose currently in the law.

The Committee has determined that the provisions of this bill do not constitute substantially expanding the scope of the Board of Licensing of Dietetic Practice within the meaning of 5 MRSA section 12015 subsection 3.

LD AN ACT TO ADD HARDWARE STORES TO THE LIST OF  
489 BUSINESSES ALLOWED TO OPERATE ON SUNDAYS

LVWD

Sponsor: CAHILL, Small, Holt  
Committee Report: LVWD

SUMMARY: Places of business are forbidden to be open to the public on the "Lords' Day" except for works of necessity, emergency or charity. Exemptions are given for the period between Thanksgiving and Christmas and for stores employing no more than 5 persons.

Many types of businesses are exempted from this provision. Among these are greenhouses, seasonal stands, boat dealers, sporting goods stores, and real estate brokers. This bill adds hardware stores to the list of exempted businesses.