

MAINE STATE LEGISLATURE

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**STATE OF MAINE
114TH LEGISLATURE
FIRST REGULAR SESSION**



**BILL SUMMARY
JOINT STANDING COMMITTEE
ON
BUSINESS LEGISLATION**

JULY 1989

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Sen. R. Peter Whitmore

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Staff: John B. Knox, Legislative Analyst

**Office of Policy & Legal Analysis
Room 101, State House Sta. 13
Augusta, ME 04333
(207) 289-1670**

MARTHA E. FREEMAN, DIRECTOR
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STATE OF MAINE
OFFICE OF POLICY AND LEGAL ANALYSIS
ROOM 101/107/135
STATE HOUSE STATION 13
AUGUSTA, MAINE 04333
TEL: (207) 289-1670

ANNIKA E. LANE
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ONE HUNDRED AND FOURTEENTH LEGISLATURE
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE
BILL SUMMARIES
AUGUST 1989

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 for each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action is listed to the right of the title. If final House and Senate action differ, both are listed. Committee Reports and Floor Action are abbreviated as follows:

| | |
|-----------|---------------------------------------|
| 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 |

Each individual summary was prepared by the analyst assigned, as noted for each committee. But, this document was produced by the efforts of all the office staff, including Research Assistant Barbara McGinn, and secretaries: Charlene Brann, and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.

impossible to license in Maine foreign medical graduates who may have 3 years post-graduate training in a foreign program. This bill allows the Board of Registration in Medicine to approve the post-graduate training of a foreign graduate as long as it was at least 36 months and it was approved by an accrediting body which the board considers an equivalent of those accrediting bodies.

- 3. The current law provides that a passing composite score on the uniform examination of the Federation of State Medical Boards is sufficient for license qualification. An applicant could fail one component and pass the other to achieve a passing component score yet be deficient in some important aspect of the applicant's preparation for medical practice. This proposal would add a phrase requiring passage of both components individually.

LD 31 An Act to Amend the Real Estate Licensure Laws

**PUBLIC 85
EMERGENCY**

SPONSOR(S)
MCSWEENEY

COMMITTEE REPORT
OTP-AM

AMENDMENTS ADOPTED
H-73
S-56 BALDACCI

SUMMARY

This bill is intended to change the transition provisions relating to the changes in real estate licensing. Under the provisions enacted during the Second Regular Session of the 113th Legislature, some individuals passed the examination and all other requirements for a real estate broker's license prior to the deadline date of June 30, 1988, but failed to file their application. The law states that persons who apply for their real estate broker's license prior to July 1, 1988, are to have their applications processed according to an earlier procedure, since rescinded. This bill would allow those persons until July 1, 1989 to complete the application process, if the required examination is completed by July 1, 1988.

Committee Amendment "A" states that the board may, at its discretion, if good cause is shown, extend the deadline to July 1, 1989, if all requirements except the application itself are completed prior to July 1, 1988.

Senate Amendment "A" to Committee Amendment "A" adds a fiscal note.

LD 57 An Act to Allow Graduates of the Department of Corrections Vocational-electrical Program to be Eligible to Apply for the Journeyman-in-training License

PUBLIC 125

SPONSOR(S)
WHITMORE
ANDREWS
BAILEY
MAYO

COMMITTEE REPORT
OTP

AMENDMENTS ADOPTED
H-110 ALLEN

SUMMARY

The Department of Corrections has an electrical training program which is accredited by the same authorities that accredit the State's vocational-technical programs. Under current law, however, only vocational-technical school graduates are eligible to apply for a journeyman-in-training license. This bill would provide an equal opportunity for the Department of Corrections program graduates.

House Amendment "A" adds a fiscal note.

**LD 109 Resolve, Establishing the Commission to Study the Regulation
 of Welders**

INDEF PP

| <u>SPONSOR(S)</u> | <u>COMMITTEE REPORT</u> | <u>AMENDMENTS ADOPTED</u> |
|---------------------------------------|-------------------------|---------------------------|
| TRACY ALLEN MARSTON BALDACCI | OTP-AM | H-166 |

SUMMARY

This resolve establishes the Commission to Study the Regulation of Welders to resolve the issue of the testing and certification of welders. The Commission is to contain 2 legislators and is to be staffed and funded by the Department of Labor.

Committee Amendment "A" accomplishes the following:

1. Requires that the Commission prepare the justification required by Maine law for any substantial increase in the regulation of welders that may be recommended.
2. Eliminates the 2 legislative members and adds a representative of the Department of Professional and Financial Regulation.
3. Requires the first Commission meeting by November 15, 1989 and changes the report date from December 1, 1989 to March 1, 1990.
4. Changes the appropriation to reflect the elimination of the legislative members.

LD 117 An Act to Clarify the Functions of Subregistrars

PUBLIC 54

| <u>SPONSOR(S)</u> | <u>COMMITTEE REPORT</u> | <u>AMENDMENTS ADOPTED</u> |
|--|-------------------------|---------------------------|
| CAHILL P THERIAULT FARNUM BOUTILIER | OTP-AM | S-28 |

SUMMARY

The bill requires that a municipal subregistrar who is authorized to issue permits dealing with the disposition of dead human bodies see that such permits are delivered to the municipal office as soon as that office is open rather than having 6 days, as in the current law.

Committee Amendment "A" allows the subregistrar only to issue such permits in the absence of the clerk.