

# 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. Barry J. Hobbins**  
**Sen. R. Peter Whitmore**

**Rep. Carol M. Allen \***  
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**Rep. Christopher Scott Gurney**  
**Rep. Virginia Constantine**  
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**Rep. John Telow**  
**Rep. Albert G. Stevens**  
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**Rep. Jack L. Libby**

**\* Denotes Chair**

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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.

SPONSOR(S)  
CASHMAN  
ALLEN

COMMITTEE REPORT  
LV/WD

AMENDMENTS ADOPTED

SUMMARY

This bill requires that paintings that have not been independently created, executed and signed by the individual artist be labeled clearly to show the place of origin of that painting and to state that the painting is not an original.

SPONSOR(S)  
ALLEN  
PERKINS  
TWITCHELL  
TUPPER

COMMITTEE REPORT  
OTP-AM

AMENDMENTS ADOPTED

SUMMARY

This bill prohibits the rental company from holding the renter liable for damage to a rented vehicle except under certain conditions and prohibits the offering of a waiver to cover those exceptions.

Committee Amendment "A":

1. Allows the term "authorized driver" to be defined by contract;
2. Allows the private renter of a truck to use it to transport any furniture, not just his own;
3. Changes the definitions of operating under the influence of alcohol or drugs; and
4. Delays the effective date until January 1, 1990.

SPONSOR(S)  
GAUVREAU  
RANDALL  
PEDERSON  
HEPBURN

COMMITTEE REPORT  
OTP-AM

AMENDMENTS ADOPTED  
S-44

SUMMARY

The purpose of this bill is to enable the Board of Dental Examiners to adopt rules concerning interviews for licensing and renewal, continuing education, the inactive status of its licensees and the use of general anesthesia.

Committee Amendment "A" removes the provision giving authority to promulgate rules in the area of procedures and fees for application and renewal and provides the board with specific statutory direction in the area of continuing education to guide its rulemaking.

LD 230 An Act to Amend the Charitable Solicitations Act

PUBLIC 55

SPONSOR(S)  
STEVENS A  
BALDACCI

COMMITTEE REPORT  
OTP-AM

AMENDMENTS ADOPTED  
H-36

SUMMARY

Recent court decisions have invalidated major portions of the Charitable Solicitations Act, which requires professional fundraisers to disclose information to prospective donors. This bill changes the law to conform with the court rulings.

This bill makes the following changes in the Charitable Solicitations Act:

1. Enables the Department of Professional and Financial Regulation to charge a small registration and renewal fee to fund the program.
2. Makes the filing of the required financial reports coincide with the annual renewal deadline.
3. Removes the requirement that charitable organizations, exempt from the registration provision, file an exemption statement with the Department of Professional and Financial Regulation.
4. Removes the requirement that professional fund raisers disclose that fact when conducting solicitations, if less than 70% of contributions will be for program services, and to disclose what percent of contributions will go to fund raising expenses.

Committee Amendment "A" adds an allocation section and a fiscal note to the bill.

LD 267 An Act to Extend the Transition Period for Implementation of  
the New Real Estate System

LV/WD

SPONSOR(S)  
BALDACCI

COMMITTEE REPORT  
LV/WD

AMENDMENTS ADOPTED

SUMMARY

The purpose of this bill is to extend the transition period for implementation of the new qualifications for the various types of real estate licenses which was passed in 1987 from June 30, 1988 to June 30, 1989.