

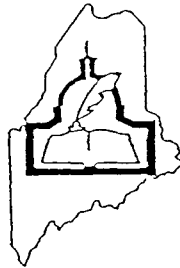
# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

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



**BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
BUSINESS LEGISLATION  
  
JUNE 1990**

**Staff:**  
**John B. Knox, Legislative Analyst**  
  
**Office of Policy and Legal Analysis**  
**Room 101, State House Station 13**  
**Augusta, ME 04333**  
**(207) 289-1670**

**MEMBERS:**

**\*Sen. John E. Baldacci**  
**Sen. Barry J. Hobbins**  
**Sen. R. Peter Whitmore**

**\*Rep. Carol M. Allen**  
**Rep. Carl F. Sheltra**  
**Rep. Christopher Scott Gurney**  
**Rep. Virginia Constantine**  
**Rep. Nason S. Graham**  
**Rep. Bertram Marston**  
**Rep. John Telow**  
**Rep. Albert G. Stevens**  
**Rep. Gary W. Reed**  
**Rep. Jack L. Libby**

**\*Denotes Chair**

MARTHA E. FREEMAN, DIRECTOR  
WILLIAM T. GLIDDEN, PRINCIPAL ANALYST  
JULIE S. JONES, PRINCIPAL ANALYST  
DAVID C. ELLIOTT, PRINCIPAL ANALYST  
GILBERT W. BREWER  
TODD R. BURROWES  
GRO FLATEBO  
DEBORAH C. FRIEDMAN  
JOHN B. KNOX



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

PATRICK NORTON  
HARTLEY PALLESCHI  
MARGARET J. REINSCH  
PAUL J. SAUCIER  
JOHN R. SELSER  
HAVEN WHITESIDE  
JILL IPPOLITI, RES. ASST.  
BARBARA A. MCGINN, RES. ASST.  
BRET A. PRESTON, RES. ASST.

**One Hundred and Fourteenth Legislature  
Second Regular Session**

**Joint Standing Committee  
Bill Summaries**

**June 1990**

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. Committee Reports and Floor Action are abbreviated as follows:

OTP  
OTP-ND  
OTP-ND-NT  
OTP-A  
ONTP  
LVWD  
INDEF PP

Ought to Pass  
Ought to Pass in New Draft  
Ought to Pass in New Draft, New Title  
Ought to Pass as Amended  
Ought Not to Pass  
Leave to Withdraw  
Indefinitely Postponed

Each individual summary was prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond, 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)**ADAMS  
ALLEN  
BOST  
MARSH**COMMITTEE REPORT**

OTP-AM

**AMENDMENTS ADOPTED**H-835  
H-855 TAMMARO  
H-926 ADAMS**SUMMARY**

This bill restricts the use of automated sales and solicitation calls within Maine by limiting the hours these calls may be made, allowing people to opt not to receive these calls and prohibiting such calls to providers of emergency and other services.

Committee Amendment "A" accomplishes the following:

1. It separates the types of messages regulated by this bill from the definition of an automated calling device.
2. It adds direct inward dial numbers to the list of those to which automated solicitation calls may not be made.
3. It changes allowed calling hours from weekdays from noon to 7 p.m. to weekdays from 9 a.m. to 5 p.m.
4. It makes it clear that the caller, not the telephone company, is responsible for the disconnection of the calls regulated by this bill and allows 5 seconds for this disconnection.
5. It requires persons making calls regulated by this chapter to identify their organization within the first minute of the call.
6. It eliminates the provision that allowed telephone subscribers to indicate that they do not wish to receive solicitation telephone calls.
7. It exempts governmental calls from the regulations of the bill.
8. It requires persons using automated calling devices to make calls within the State to register with the Secretary of State.
9. It makes violations of the provisions of the bill an unfair trade practice.

House Amendment "A" corrects a numbering error in the laws.

House Amendment "B" to Committee Amendment "A" removes political campaigning from the limitations of the bill and makes technical changes.

**SPONSOR(S)**ADAMS  
MARSANO  
ALLEN  
BOST**COMMITTEE REPORT**

OTP-AM

**AMENDMENTS ADOPTED**H-845  
H-917 ADAMS**SUMMARY**

This bill prohibits the unsolicited transmission of telefacsimile messages to request charitable contributions, as advertisements or when the recipient has indicated a desire not to receive them. The bill also prohibits transmissions of threatening or harassing messages. Violations may result in a civil forfeiture of up to \$500 for each transmission.