

MAINE STATE LEGISLATURE

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**STATE OF MAINE
115TH LEGISLATURE**

**FIRST REGULAR SESSION
AND
FIRST SPECIAL SESSION**

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

AUGUST 1991

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**ONE HUNDRED AND FIFTEENTH LEGISLATURE
FIRST REGULAR SESSION
AND
FIRST SPECIAL SESSION
JOINT STANDING COMMITTEE
BILL SUMMARIES
AUGUST 1991**

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 volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

All adopted amendments are listed, by paper number (e.g., H - 584 or S - 222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

| | |
|-----------------------------------|---|
| PUBLIC XXX | <i>Chapter # of enacted Public Law</i> |
| P&S XXX | <i>Chapter # of enacted Private & Special Law</i> |
| RESOLVE XXX | <i>Chapter # of enacted Resolve</i> |
| CON RES XXX | <i>Chapter # of Constitutional Resolution passed by both Houses</i> |
| EMERGENCY | <i>Enacted law takes effect sooner than 90 days</i> |
| CARRIED OVER | <i>Bill carried over to 2nd Session</i> |
| FAILED EMERGENCY ENACTMENT | <i>Bill failed to get 2/3 vote</i> |
| ONTP | <i>Ought Not to Pass report accepted</i> |
| LVWD | <i>Leave to Withdraw report accepted</i> |
| INDEF PP | <i>Bill Indefinitely Postponed</i> |
| DIED BETWEEN BODIES | <i>House & Senate disagree; bill died</i> |
| VETO SUSTAINED | <i>Legislature failed to override Governor's Veto</i> |
| UNSIGNED | <i>Not signed by Governor within 10 days</i> |
| DIED ON ADJOURNMENT | <i>Action incomplete when 1st session ended</i> |

These summaries were 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.

If you have any suggestions or comments on these summaries, please let us know.

LD 266

An Act to Amend the Laws Concerning the Administration of Prescription Drugs by Emergency Medical Services Personnel

ONTP

SPONSOR(S)
PENDEXTER

COMMITTEE REPORT
ONTP

AMENDMENTS ADOPTED

SUMMARY

This bill provides for closer control by a registered pharmacist of prescription drugs administered by emergency medical services personnel.

LD 267

An Act to Prescribe the Duties and Liabilities of Roller-skating Rink Operators and Persons Who Use Roller-skating Rinks

PUBLIC 124

SPONSOR(S)
TRACY
KANY
PAUL
DAGGETT

COMMITTEE REPORT
OTP-AM

AMENDMENTS ADOPTED
H-133

SUMMARY

This bill prescribes the duties and liabilities of roller-skating rink operators and persons who use roller-skating rinks. The bill also provides for the acceptance of certain risks by persons who utilize roller-skating rinks.

Committee Amendment "A" makes the following changes in the bill.

1. The amendment eliminates the definition of "spectator," since that word is not used in the bill.
2. The bill requires that a roller-skating rink post the regulations, called duties, to which skaters must adhere. The amendment adds the required posting of a statement that a skater accepts the dangers inherent in skating.
3. In three places in the section describing skaters' duties the word "is" is used. This amendment substitutes the word "shall" in order to emphasize that the skater has a legal requirement to fulfill these duties.
4. The bill has a statement regarding the dangers inherent in skating. The purpose of this section is, essentially, to recognize these dangers in Maine law in order to create a greater certainty of how a judge will decide a liability suit brought against a rink operator. This amendment changes the wording of the first sentence of this section to make it better relate to tort law.
5. The amendment indicates that the only liability involved in a violation of this subchapter is that of the violator to an injured party, thereby clarifying that the provisions of the bill are not enforceable by the State and that there is no civil penalty.