

# 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**

**Staff:**  
*John B. Knox, Legislative Analyst*

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

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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

KAREN L. HRUBY  
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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:

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

Committee Amendment "A" does the following:

1. Allows to vote the current nonvoting member of the Board of Counseling Professionals Licensure, who is a counselor not eligible for licensure, and adds a 2nd such member to the board;
2. Allows the board to accept a master's degree, other than one in divinity, as qualification for an individual's licensure as a pastoral counselor;
3. Keeps the requirement of the bill that existing counselors need not sit for the examination but requires that their degrees be from accredited institutions approved by the board and that they have supervised experience as determined by the board. Passage of the examination may be substituted for the supervised experience;
4. Changes to January 1, 1991, the provision of the bill that extends the provision for licensing existing counselors until January 1, 1992;
5. Removes the provision of the bill that requires the board to make continuing education and supervision a condition for license renewal; and
6. Changes the sunset provision of the law regulating counseling professionals that is required by the Maine Sunset Act to make it conform to standard procedures for sunset provisions.

**LD 980**

**An Act to Clarify Certain Provisions of the Lien Laws**

**LV/WD**

**SPONSOR(S)**  
COTE  
HANDY

**COMMITTEE REPORT**  
LV/WD

**AMENDMENTS ADOPTED**

**SUMMARY**

A lien is a claim upon property contingent upon receiving payment for services performed in conjunction with that property. 10 MRSA c. 603 which deals with buildings provides a lien to a wide range of specific individuals performing a wide range of specific services. This bill replaces the listing of specific individuals and specific services with more general language in order to overcome the weakness of trying to list every specific individual and circumstance.

**LD 993**

**An Act to Regulate Building Contractors**

**LV/WD**

**SPONSOR(S)**  
LUTHER  
BELL  
CATHCART

**COMMITTEE REPORT**  
LV/WD

**AMENDMENTS ADOPTED**

**SUMMARY**

This bill requires that persons who construct, remodel or repair commercial or residential buildings as contractors or subcontractors must be registered with the State. Registration requires that the applicant provide information regarding related education and experience and provide a credit report, financial statement and 5 references. If the firm or its principals do not have 4 years of experience or can not provide the required references, the board may require that the firm complete 80% of any project over \$5,000 before beginning the next such project. Bonding in an amount of \$5,000, or as determined by the board, is required. Several alternatives to bonding are offered.