

# MAINE STATE LEGISLATURE

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**STATE OF MAINE  
115TH LEGISLATURE**

**SECOND REGULAR SESSION**

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

**MAY 1992**

***Staff:***

*John B. Knox, Legislative Analyst*

*Office of Policy and Legal Analysis  
Room 101, State House Station 13  
Augusta, ME 04333  
(207)287-1670*

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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

**ONE HUNDRED AND FIFTEENTH LEGISLATURE  
SECOND REGULAR SESSION**

**JOINT STANDING COMMITTEE  
BILL SUMMARIES**

**MAY 1992**

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 far right of the title. Various types of final action are abbreviated as follows:

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

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, especially Laurette Knox who coordinated preparation of the overall document.

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

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

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
TRACY GRAHAM SHELTRA BALDACCI	OTP-AM	H-874

**SUMMARY**

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

Committee Amendment "A" (H-874) removes political subdivisions of the State from the definition of "operator" in order that they may retain the protections afforded by the Maine Tort Claims Act.

**LD 1829 An Act to Transfer Responsibility for the Regulation of Home Service Contracts from the Real Estate Commission to the Bureau of Insurance**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
RICH SHELTRA CARLETON	OTP-AM	S-524

**SUMMARY**

A home service contract is a contract offered in connection with the sale of a property, in which the insurer agrees to defray the cost of repair of the home for a period of time. The original bill transferred the regulation of home service contracts from the Real Estate Commission to the Bureau of Insurance, required the registration of individual sales agents and set financial standards for home service companies.

Committee Amendment "A" deletes the bill and in its place requires that the Superintendent of Insurance perform any financial audit that the Real Estate Commission may feel is necessary and make a recommendation to the Commission. The Commission may then take action to suspend or revoke the company's license if that is felt to be desirable.

**LD 1866 An Act to Prevent Certain Restraint of Trade Practices**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
STEVENS P HOGLUND CONSTANTINE CONLEY	OTP-AM	H-919 H-975 SHELTRA

**SUMMARY**

The original bill requires an optometrist to refer cases of pathology to an ophthalmologist, removes the majority of the restrictions on corporate practice of optometry and requires the release of contact lens prescriptions.