

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

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**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.

SPONSOR(S)TITCOMB
BOST
JACQUES
SIMPSON**COMMITTEE REPORT**

OTP-AM

AMENDMENTS ADOPTEDH-1099 SHELTRA
S-584**SUMMARY**

The original bill requires suppliers of propane gas to establish price schedules based on estimated annual usage and to disclose all prices to potential and current consumers. The bill also prohibited suppliers from requiring that consumers use the suppliers' tanks but does not require a supplier to permit its tanks to be filled by another supplier. It also prohibits assessment by suppliers of storage tank removal charges.

Committee Amendment "A" replaces the bill with provisions that prohibit propane dealers from filling each others tanks and that require that sellers of propane disclose the unit price of propane to potential and current customers.

House Amendment "A" (H-1099) to Committee Amendment "A" clarifies the definition of owner and the provision concerning unlawful use of containers. The amendment also removes a provision which states that possession of a container by a person other than the owner is presumptive evidence of unlawful filling of the container.

An Act to Repeal a State Mandate Requiring a National Plumbing Code**SPONSOR(S)**KILKELLY
RICH
SHELTRA
BALDACCI**COMMITTEE REPORT**

OTP-AM

AMENDMENTS ADOPTEDH-1105
H-1188 SHELTRA**SUMMARY**

In 1989, the Audit & Program Review Committee put in a bill to require the Department of Human Services to adopt a nationally recognized plumbing code. This bill was a response to that Committee's concern that plumbing regulation is divided between the Plumbing Board and the Division of Health Engineering. In response to this legislation, the Department of Human Services planned to adopt the BOCA Code effective July 1, 1991.

The Business Legislation Committee passed LD 1792 last year in response to complaints that the proposed code had not been taken through the required rule making process. The bill put off the allowed adoption of the code until February 1, 1992 and required a report from the Department by January 1, 1992.

The Department's report concluded by recommending the adoption of the BOCA Code effective July 1, 1992.

At a meeting this session at which the results of this report were studied and discussed, the Business Legislation Committee received testimony against adopting the BOCA Code at this time based on the costs involved and the lack of training. LD 2361 is a result of this testimony and removes the requirement that a nationally recognized code be adopted. It also inadvertently removes the entire law dealing with the adoption and enforcement of plumbing rules.

Committee Amendment "A" adds a fiscal note to the bill.