

MAINE STATE LEGISLATURE

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STATE OF MAINE
116TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
BUSINESS LEGISLATION

JULY 1993

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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CARRIE C. McFADDEN, RESEARCHER

STATE OF MAINE
OFFICE OF POLICY AND LEGAL ANALYSIS
ROOM 101/107/135
STATE HOUSE STATION 13
AUGUSTA, MAINE 04333
TEL: (207) 287-1670
FAX (207) 287-1275

**ONE HUNDRED AND SIXTEENTH LEGISLATURE
FIRST REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES**

JULY 1993

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.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. 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:

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

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

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requires an examination of a Maine practitioner, then Maine may require an examination of practitioners from that state.

This bill requires that Maine grant a license to a licensing practitioner from another state whose standards are as high or higher than those in Maine regardless of whether that state grants licenses to Maine licensees.

Committee Amendment "A" (H-34) adds a fiscal note to the bill.

LD 172 An Act to Amend the Credit Reporting Laws ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
CARLETON	ONTP MAJ	
	OTP MIN	

SUMMARY

This bill allows consumers to request and receive one complimentary credit report per year.

LD 210 An Act to Increase the Availability of Emergency Information ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
HOLT	ONTP	

SUMMARY

This bill requires operators of hotels, motels, inns and campgrounds within the 10-mile radius of the Maine Yankee nuclear power plant to display information on nuclear emergency procedures at their reception desks and to provide that information in the hotel, motel or inn rooms.

**LD 248 An Act to Clarify the Procedures by Which Fees Are Collected PUBLIC 46
under the Petroleum Market Share Act EMERGENCY**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
BALDACCI	OTP-AM	H-71 HOGLUND S-41

SUMMARY

This bill clarifies that the remittance of fees under the Petroleum Market Share Act arises from those who first bring motor fuels or home heating oil into the State, thereby avoiding the possibility of assessing the fees more than once on the same gallon.

This bill further clarifies that fees are not imposed on products initially brought into the State but soon thereafter transshipped to jurisdictions outside of the State, except in the case of home heating oil sold to retailers or retail outlets located outside the State that sell products within the State.

Committee Amendment "A" (S-41) adds a provision to the bill requiring that wholesalers and refiners indicate the gallonage which is sold to outlets that they control and gallonage that goes directly from the wholesaler and refiner to the end user.

House Amendment "A" (H-71) to Committee Amendment "A" clarifies the committee amendment to require that when the Department of the Attorney General specifies certain provisions of the reporting procedure it do so by rule making.

LD 251 An Act to Abolish the Board of Licensure of Railroad Personnel

PUBLIC 428

SPONSOR(S)	COMMITTEE REPORT		AMENDMENTS ADOPTED
VOSE	OTP-AM	MAJ	S-40
	ONTP	MIN	

SUMMARY

This bill repeals the Maine Revised Statutes, Title 32, chapter 60 relating to regulation of railroad personnel under the Department of Professional and Financial Regulation. The United States District Court case, Belfast & M.R.R. et al. v. Peter Dufour et al., United States District Court, District of Maine CV-90-0114P (March 11, 1991), has determined that the provisions of Title 32, chapter 60 offend the Supremacy Clause, Article VI, Section 2 of the United States Constitution and therefore render chapter 60 unconstitutional.

The bill also provides for the refunding of all fees paid to the Board of Licensure of Railroad Personnel by individuals pursuing licensing under Title 32, chapter 60.

Committee Amendment "A" (S-40) adds an appropriation and a fiscal note to the bill.

LD 272 An Act to Exempt Qualified Flight Nurses from the Licensing Requirements of the Emergency Medical Services System

PUBLIC 130
EMERGENCY

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
KILKELLY PARADIS J	OTP-AM	H-179

SUMMARY

Currently, when a patient is transported by any ambulance, including air, it is required that the person be cared for by a physician or a person licensed to provide emergency medical care.

This bill requires that the Emergency Medical Services Board establish a category of flight nurse, who would be required to be registered nurses and have such other qualifications as the Board might establish.

Committee Amendment "A" (H-179) replaces the original bill under a new title. The amendment exempts flight nurses from the licensing requirements of the Emergency Medical Services' Board while they are practicing with a licensed air ambulance service as long as they are licensed by the State Board of Nursing and have completed a flight nursing curriculum that is authorized by the Emergency Medical Services' Board.