

MAINE STATE LEGISLATURE

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**STATE OF MAINE
117TH LEGISLATURE**

SECOND REGULAR SESSION

**BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
BUSINESS AND ECONOMIC DEVELOPMENT**

JUNE 1996

MEMBERS:

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Sen. Jill M. Goldthwait

Sen. Alton E. Cianchette

Rep. G. Steven Rowe, Chair

Rep. Thomas M. Davidson

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Rep. Brenda Birney

Rep. Kenneth F. Lemont

Staff:

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**ONE HUNDRED SEVENTEENTH LEGISLATURE
SECOND REGULAR SESSION**

***Summary Of Legislation Before The Joint Standing Committees
June 1996***

We are pleased to provide this summary of bills that were considered by the 15 Joint Standing Committees of the Maine Legislature staffed by this office. The document is a compilation of bill summaries which describe each bill, committee amendments and other relevant amendments, as well as the final action taken on the bill. Also included are statistical summaries of bill activity this Session for the Legislature and each of its joint standing committees.

The document is organized for convenient reference to information on bills handled by the joint standing committees. It is organized alphabetically by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. Two indices, a subject index and a numerical index by LD number are provided for easy reference to bills. They are located at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills.

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

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

Please note the effective date for all non-emergency legislation enacted in the Second Regular Session (unless otherwise specified in a particular law) is July 4, 1996.

LD 947 An Act to Amend the Laws Pertaining to the Regulation of Denturists

PUBLIC 590

Sponsor(s)
MICHAUD

Committee Report
OTP-AM

Amendments Adopted
H-774
S-460

LD 947 proposed to establish a Board of Denturists to replace the Board of Dental Examiners as the regulatory board that has jurisdiction over the licensing of denturists. The bill also proposed to eliminate the provision that requires that denturists practice under the supervision of a licensed dentist on the same premises and eliminates language establishing the liability of the supervising dentist for a denturist's actions.

Committee Amendment "A" (S-460) proposed to completely remove the requirement that denturists practice under the supervision of dentists. It proposed to allow denturists to become licensed through experiential-based qualifications and examination until January 2001 or through the current education-based qualifications and examination. All denturists would be prohibited from practicing denturism on a patient without having first received a statement of oral health regarding that patient from a dentist.

The amendment proposed to require continuing education as a condition of relicensing.

House Amendment "A" To Committee Amendment "A" (H-774) proposed to remove the language in the Committee Amendment that allows a holder of a temporary denturist permit to practice outside of a dentist's office.

Enacted law summary

Public Law 1995, chapter 590 replaces the Board of Dental Examiners with the Board of Denturists as the regulatory board that has jurisdiction over denturists. It also eliminates the provision requiring that denturists practice under the supervision of a licensed dentist and eliminates language establishing the liability of the supervising dentist for a denturist's actions.

The law requires continuing education as a condition of relicensing. It allows denturists to become licensed through experiential-based qualifications and examination until January 2001 or through current education-based qualifications and examination.

All denturists are prohibited from practicing denturism on a patient without having first received a statement of oral health regarding that patient from a dentist.

LD 1148 An Act to Amend the Social Work Practice Licensing Laws

ONTP

Sponsor(s)
AMERO

Committee Report
ONTP

Amendments Adopted

The Statement of Fact for LD 1148 indicates that it proposed to make the following changes to the laws governing social workers:

1. It would have clarified the qualifications and requirements of initial licensure and renewal of licensure at the various levels specified by law;

2. It would have changed references to "certificate of registration" to "license" and "institution" to "program"; and
3. It would have updated the definitions of "social work," "psychosocial assessment," "evaluation," "intervention" and "treatment" as they pertain to social work practice.

The sponsor was not satisfied with the bill and never formally presented it. It was carried over in the First Session and then voted ONTP in the Second with no public hearing.

LD 1270 An Act to Redefine the Oil and Solid Fuel Board ONTP

<u>Sponsor(s)</u> HARRIMAN	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 1270 proposed to remove the Oil and Solid Fuel Board from the Department of Professional & Financial Regulation. Enforcement activities still would have been conducted by an agency of State Government and the board's operations were still subject to the Maine Administrative Procedure Act.

The bill was held over at the Department's request in order to provide time to work out the budgetary issue that prompted the bill. The Department submitted a proposed amendment as a result of their study that would have attempted to meet the board's financial problems by repealing the manufacturer's biennial registration fee of \$300, which has proven difficult to collect and creating a "major equipment installation identification" requirement, which would have required oil and solid fuel technicians to tag their installations of major equipment. Tags would be sold by the board for a fee of \$10. Tagging would also have allowed the board to identify who installed or replaced such equipment, thus aiding in the enforcement of the laws.

**LD 1607 Resolve, to Extend Deadlines Relating to the Task Force to Review the Beverage Container Deposit Laws RESOLVE 59
EMERGENCY**

<u>Sponsor(s)</u> LIBBY JL	<u>Committee Report</u> OTP	<u>Amendments Adopted</u>
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LD 1607 proposed to amend the resolve creating the Task Force to Review the Beverage Container Deposit Laws by extending the date for hearings by the task force to November 30, 1995 and the date for the final report to December 20, 1995.

Enacted law summary

Resolve 1995, chapter 59 amends the resolve creating the Task Force to Review the Beverage Container Deposit Laws by extending the date for hearings by the task force to November 30, 1995 and the date for the final report to December 20, 1995.

LD 1654 An Act to Correct the Law Relating to Small Auctioneers ONTP

<u>Sponsor(s)</u> DEXTER	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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