

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
117TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
BUSINESS AND ECONOMIC DEVELOPMENT

AUGUST 1995

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*\*Denotes Chair*



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

**SUMMARY OF LEGISLATION BEFORE  
THE JOINT STANDING COMMITTEES**

**AUGUST 1995**

This document is a compilation of the bill summaries prepared by this office for the Joint Standing 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 publication, History and Final Disposition of Legislative Documents, is helpful in determining to which committee any particular bill was referred.

In this document, 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, together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various categories of final action are abbreviated 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 &amp; 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&amp;S XXX</i>	<i>Chapter # of enacted Private &amp; Special Law</i>
<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of enacted 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>

These summaries were prepared by the analyst or analysts assigned to the committee. If more detailed information is needed on a bill, contact the committee analyst.

5581LHS

**LD 1251 An Act to Regulate the Wholesale Sale of Cigarettes**

ONTP

**SPONSOR(S)**  
MILLS

**COMMITTEE REPORT**  
ONTP

**AMENDMENTS ADOPTED**

**SUMMARY**

This bill requires all persons who sell cigarettes to retailers to sell them at the same price to all retailers in the same competitive marketplace. Those persons are required to report their prices to the Bureau of Alcoholic Beverages and Lottery Operations. Violation of either of these provisions is a Class E crime. An aggrieved retailer may bring an action for 3 times the damages sustained.

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

CARRIED OVER

**SPONSOR(S)**  
HARRIMAN

**COMMITTEE REPORT**

**AMENDMENTS ADOPTED**

**SUMMARY**

This bill makes the Oil and Solid Fuel Board more independent. Enforcement activities are still conducted by an agency of State Government and the board's operations are subject to the Maine Administrative Procedure Act.

This bill provides that an unlicensed person who exercises the exemption for installing an oil burner in a personal abode must notify the purchaser of that home of the installation if it is sold within one year of the installation. The bill makes violations of the Maine Revised Statutes, Title 32, chapter 33 a Class E crime and repeals that chapter on May 1, 1997.

The Department is to report to the Committee on progress made on industry complaints regarding the operation of the Board.

**LD 1271 An Act to Revise and Add to the Laws Regulating the Practice of Professional Engineering**

PUBLIC 355

**SPONSOR(S)**  
HARRIMAN

**COMMITTEE REPORT**  
OTP-AM MAJ  
OTP MIN

**AMENDMENTS ADOPTED**  
H-510 ROWE

**SUMMARY**

The bill changes the term "engineer-in-training" to "engineer-intern." The bill amends the law pertaining to a nonresident practicing in the State by adding language that indicates the application must be in writing. The bill changes the number of members on the State Board of Registration for Professional Engineers from 6 to 7. The bill adds new requirements that may be considered for a person to qualify as a professional engineer. The bill also specifies who may be considered for retired status.

COMMITTEE AMENDMENT "A" (S-243) is the Majority Report. It removes the cap of \$40 on the registration fee for engineers but places a cap of \$200 on this fee.

This amendment also adds a provision that removes the liability for negligence of engineers who volunteer their services in times of public emergency.

HOUSE AMENDMENT "A" (H-510) places a cap of \$200 on the registration fee for engineers.

SENATE AMENDMENT "A" (S-281) is the same as the committee amendment. (Not adopted)