

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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**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 & 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 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

SPONSOR(S)
PENDEXTER**COMMITTEE REPORT**
ONTP**AMENDMENTS ADOPTED****SUMMARY**

This bill allows certain registered nurses to be designated as advanced practice registered nurses.

Advanced practice registered nurses include certified nurse practitioners, certified nurse midwives, certified clinical nurse specialists and certified nurse anesthetists. Under this bill, except for certified clinical nurse specialists, advanced practice registered nurses must work in collaboration with a physician. They are not allowed to prescribe medication.

LD 1314 An Act to Make Minor Technical Adjustments to Various Professional Licensing Boards

PUBLIC 353

SPONSOR(S)
POVICH**COMMITTEE REPORT**
OTP-AM**AMENDMENTS ADOPTED**
H-449
H-503 ROWE**SUMMARY**

This bill accomplishes the following.

1. The bill amends the per diem salary for members of the State Board of Substance Abuse Counselors to be consistent with other professional regulatory boards.
2. The bill changes references to the Manufactured Housing Board to the Commissioner of Professional and Financial Regulation and the Department of Professional and Financial Regulation in order to be in accordance with federal requirements regarding manufactured housing boards.
3. The bill makes minor technical changes to the laws governing hearing aid dealers and fitters.
4. The bill corrects gender references, eliminates the need for notarized applications and sets a reasonable fee for replacement of lost licenses in the laws concerning the licensing of arborists.
5. The bill amends the accountancy laws to allow the Board of Accountancy to consider other examinations for certification than those currently specified in law.
6. The bill amends the real estate appraisal laws by replacing the specified educational licensing requirements with requirements set by the appraisal qualification board of the appraisal foundation.
7. The bill clarifies that courses for the continuing education requirement for license renewal as a professional land surveyor may be in surveying practice or in other related courses to the practice of surveying.

COMMITTEE AMENDMENT "A" (H-449) accomplishes the following.

1. It requires the Board of Dental Examiners to make a report by February 1, 1996 to the Joint Standing Committee on Business and Economic Development concerning the licensure of denturists.
2. It requires sellers of heating equipment to report to the Oil and Solid Fuel Board the make, model and serial number of equipment sold if requested by the board.

3. Currently an applicant for certification as a public accountant or certified public accountant who passes 2 or more parts of the required examination is not required to retake these parts and the accounting practice part is considered 2 parts. This amendment eliminates the provision that allows the accounting practice part of the examination to be considered 2 parts.
4. It removes detail concerning the examination required for certification as a public accountant and, instead, specifies that the examination must be the one prepared by the National Society of Public Accountants or any other examination approved by the board.

HOUSE AMENDMENT "A" (H-503) corrects format and internal reference problems whose origin was in the original amendment to this law prior to this session.

**LD 1345 Resolve, to Require a Review of the Beverage Container
Deposit Laws**

RESOLVE 52

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
CARLETON	OTP-AM	H-450 H-465 ROWE S-397 HANLEY

SUMMARY

This bill amends the law regarding returnable beverage containers to define 3rd-party pickup agents and impose on them the same requirements imposed on the distributors or manufacturers the agents represent. This bill also clarifies the duties of dealers and redemption centers regarding the sorting of containers for return to distributors or 3rd-party pickup agents.

COMMITTEE AMENDMENT "A" (H-450) deletes the bill and instead requires a task force to study the problems that the expansion of the beverage container laws has appeared to create in the implementation of these laws.

HOUSE AMENDMENT "A" TO COMMITTEE AMENDMENT "A" (H-465) makes a technical correction to the fiscal note.

SENATE AMENDMENT "A" TO COMMITTEE AMENDMENT "A" (H-956) reduces the number of authorized meetings from 5 to 3 and adjusts the General Fund appropriation proportionately.

**LD 1353 Resolve, to Determine the Effectiveness of Economic
Development Incentives in Maine**

RESOLVE 26
EMERGENCY

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
RAND TUTTLE	OTP-AM	S-245

SUMMARY

This resolve creates the Commission on the Effectiveness of Economic Development Incentives in Maine to study the use of past and proposed tax credits, tax increment financing and other economic development incentives, to develop legislation ensuring accountability to the public and provision of public benefits by business receiving these incentives and to report back to the Legislature before February 16, 1996.

COMMITTEE AMENDMENT "A" (S-245) requires the Department of Economic and Community Development and the Finance Authority of Maine to undertake a study of the effectiveness of past business incentives and the public's return on its investment in each of these incentives. The Department of Economic and Community Development and the Finance Authority of Maine are required to report back to the Legislature on or before February 16, 1996 with recommendations for changes necessary to improve the effectiveness and