

MAINE STATE LEGISLATURE

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STATE OF MAINE
118TH LEGISLATURE

FIRST REGULAR SESSION
AND
FIRST SPECIAL SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
BUSINESS AND ECONOMIC DEVELOPMENT

JULY 1997

MEMBERS:

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Sen. Anne M. Rand

Sen. Bruce W. MacKinnon

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Rep. Jay MacDougall

Rep. Adam Mack

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ONE HUNDRED EIGHTEENTH LEGISLATURE
FIRST REGULAR AND FIRST SPECIAL SESSIONS

Summary Of Legislation Before The Joint Standing Committees
August 1997

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. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet (www.state.me.us/legis/opla).

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 Regular 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 IN CONCURRENCE</i>	<i>One body accepts ONTP report; the other indefinitely postpones the bill</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/FINAL PASSAGE</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED ENACTMENT/FINAL PASSAGE</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>OTP ND</i>	<i>Committee report Ought To Pass In New Draft</i>
<i>OTP ND/NT</i>	<i>Committee report Ought To Pass In New Draft/New Title</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>Bill held by Governor</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 First Regular Session (unless otherwise specified in a particular law) is June 26, 1997 and September 19, 1997 for the First Special Session.

David E. Boulter, Director
 Offices Located in the State House, Rooms 101/107/135

LD 1009

An Act to Equalize the Energy Efficiency Standards for Multifamily Residential Structures Funded by Public Funds

ONTP

Sponsor(s)
MURRAY

Committee Report
ONTP

Amendments Adopted

LD 1009 proposed to repeal the law that requires higher insulation standards in multifamily residential buildings funded in whole or in part by public funds in which electric heat is installed.

LD 1025

An Act Concerning Licensing and Recertification of Licensed Counseling Professionals

PUBLIC 128

Sponsor(s)
BOLDUC
RAND

Committee Report
OTP-AM

Amendments Adopted
H-135

LD 1025 proposed to allow licensed professional counselors to renew a license lapsed due to insufficient continuing education, once the continuing education requirements had been met.

Committee Amendment "A" (H-135) proposed to clarify that the Board of Counseling Professionals Licensure would adopt rules outlining how a licensee would reactivate an inactive license. The bill's summary inaccurately noted that only licensed clinical professional counselors were eligible for inactive status. As the bill was written all counseling professionals are eligible for inactive status.

Enacted law summary

Public Law 1997, chapter 128 allows licensed professional counselors to renew a license lapsed due to insufficient continuing education, once the continuing education requirements have been met. The Board of Counseling Professionals Licensure will adopt rules outlining how a licensee can reactivate an inactive license.

LD 1049

An Act to Amend the Real Estate Brokerage Laws

PUBLIC 209

Sponsor(s)
CAMERON
JENKINS

Committee Report
OTP-AM

Amendments Adopted
H-289

LD 1049 proposed to amend the Real Estate Brokerage laws in the following ways:

1. Repeals the requirement that a home service company or sales agent obtain a license for the sale or solicitation of applications for home service contracts. It would also repeal requirements relating to required deposits, bonds and reserves.
2. Repeals the licensing requirement for timeshare agents.

3. Repeals the provisions specifying the course structure and hours required for an associate real estate broker course of study which makes the associate broker course of study consistent with the other prelicense courses approved by the Real Estate Commission.

Committee Amendment "A" (H-289) proposed to remove the sections of the bill that repeal the license requirement for timeshare agents.

Enacted law summary

Public Law 1997, chapter 209 amends the Real Estate Brokerage laws in the following ways:

1. Repeals the requirement that a home service company or sales agent obtain a license for the sale or solicitation of applications for home service contracts. It repeal requirements relating to required deposits, bonds and reserves.
2. Repeals the provisions specifying the course structure and hours required for an associate real estate broker course of study which makes the associate broker course of study consistent with the other prelicense courses approved by the Real Estate Commission.

LD 1055	Resolve, Directing the Office of Tourism and Community Development and the Maine Tourism Commission to Include Lewiston as Part of Southern or South-central Maine and Directing the Maine Turnpike Authority to Change Turnpike Signs to Accurately Reflect Access to the Sunday River Ski Area by Way of Exits 11 and 12	RESOLVE 21
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<u>Sponsor(s)</u> JENKINS VIGUE	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> S-106
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LD 1055 proposed to direct the Office of Tourism and Community Development and the Maine Tourism Commission to consider the City of Lewiston as part of the southern region or the south-central region of the State when recommending or implementing policy guidelines on marketing and advertising strategies for tourism growth.

Committee Amendment "A" (S-106) This amendment proposed to add a section to the resolve directing the Maine Turnpike Authority to change signs located on the southern portion of the turnpike to accurately reflect access to the Sunday River ski area by way of turnpike exits 11 and 12. The signs currently indicate turnpike exit 11 as the only gateway to the ski area.

Enacted law summary

Resolve 1997, chapter 21 directs the Office of Tourism and Community Development and the Maine Tourism Commission to consider the City of Lewiston as part of the southern region or the south-central region of the State when recommending or implementing policy guidelines on marketing and advertising strategies for tourism growth. The resolve also directs the Maine Turnpike Authority to change signs located on the southern portion of the