

MAINE STATE LEGISLATURE

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**STATE OF MAINE
119TH LEGISLATURE**

FIRST REGULAR SESSION

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

JULY 1999

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ONE HUNDRED NINETEENTH LEGISLATURE
FIRST REGULAR SESSION

Summary Of Legislation Before The Joint Standing and Select Committees
August 1999

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

The document is organized for convenient reference to information on bills considered by the committees. It is organized 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:

CARRIED OVER.....Bill carried over to Second Regular Session
CON RES XXX..... Chapter # of Constitutional Resolution passed by both Houses
CONF CMTE UNABLE TO AGREE.....Committee of Conference unable to agree; bill died
DIED BETWEEN BODIES.....House & Senate disagree; bill died
DIED IN CONCURRENCE..... One body accepts ONTP report; the other indefinitely postpones the bill
DIED ON ADJOURNMENT.....Action incomplete when session ended; bill died
EMERGENCY..... Enacted law takes effect sooner than 90 days
ENACTMENT FAILED..... Bill failed to get vote required for enactment or final passage
NOT PROPERLY BEFORE THE BODY..... Ruled out of order by the presiding officers; bill died
INDEF PP.....Bill Indefinitely Postponed
ONTP..... Ought Not To Pass report accepted
OTP ND..... Committee report Ought To Pass In New Draft
OTP ND/NT..... Committee report Ought To Pass In New Draft/New Title
P&S XXX..... Chapter # of enacted Private & Special Law
PUBLIC XXX..... Chapter # of enacted Public Law
RESOLVE XXX..... Chapter # of finally passed Resolve
UNSIGNED.....Bill held by Governor
VETO SUSTAINED.....Legislature failed to override Governor's Veto

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is September 18, 1999.

to use \$400,000 of the budget of the Office of Tourism and Community Development for grants. The program would be eligible to receive additional funds from other sources.

LD 306 **Resolve, to Honor Farmers' Contributions to Maine's Agricultural Heritage and Promote Tourism** **ONTP**

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

LD 306 proposed to direct the Office of Tourism and Community Development to work with the Maine Promotion Council Cooperative to develop strategies to promote tourism in inland, rural areas of the State with an agricultural heritage.

LD 324 **An Act to Allow Assistants to Physicians to Perform Certain Tasks outside the Direct Supervision of the Physicians** **PUBLIC 159**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOLDTHWAIT	OTP	

LD 324 proposed to amend the law that allows an assistant to a physician or a surgeon to perform certain activities only when the physician or surgeon has direct control over the assistant and is in the same room with the assistant while the procedure is being performed.

This bill proposed to continue to require that an assistant to a physician or a surgeon may only perform certain activities when the assistant is under the control of the physician or surgeon, but would allow the assistant to perform those activities outside of the direct presence of the physician or surgeon, instead requiring only that the physician or surgeon be present on the premises.

Enacted law summary

Public Law 1999, chapter 159 requires that an assistant to a physician or a surgeon may only perform certain activities when the assistant is under the control of the physician or surgeon who must be present on the premises at the time the activities are performed.

LD 421 **An Act to Amend the Membership of the State Board of Funeral Service** **PUBLIC 91**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
STANLEY MICHAUD	OTP-AM	H-118

LD 421 proposed to increase the membership of the State Board of Funeral Service from 8 members to 9 members by adding a member representing the interests of senior citizens and chosen from a list provided by a national organization of retired persons such as the American Association of Retired Persons.

Committee Amendment "A" (H-118) proposed to retain the current membership of the board at eight members, but decreased from six to five those who are licensed for the practice of funeral service and increased from two to three those who must be representatives of the public. This amendment would eliminate the requirement that one of the members of the board must represent the interests of senior citizens and must be selected from a list of applicants provided by a national organization of retired persons. Instead, a national organization of retired persons would be permitted to submit a list of applicants for use in the selection of one of the public members. This amendment set an effective date of January 1, 2000.

Enacted law summary

Public Law 1999, chapter 91 changes the composition of the membership of the State Board of Funeral Service. It decreases from 6 to 5 the number of members who are licensed for the practice of funeral service and increases from 2 to 3 the number of members who must be representatives of the public. A national organization of retired persons may submit a list of applicants for use in the selection of one of the public members. Chapter 91 was enacted with an effective date of January 1, 2000.

LD 455 **An Act to Repeal the Law Requiring Retailers to Post Motor Vehicle Fuel Prices** **VETO SUSTAINED**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MACK DOUGLASS	OTP	

LD 455 proposed to repeal a section of law that required the posting of prices of motor vehicle fuels sold. The Legislature enacted the bill, however, the Governor vetoed the bill. The veto was sustained.

LD 464 **An Act Concerning Notification by Oil Burner Technicians of Inadequate Chimneys** **CARRIED OVER**

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

LD 464 is being carried over to the Second Regular Session of the 119th Legislature. The bill proposes to exempt oil burner technicians from disciplinary actions involving the installation or servicing of oil burning equipment in an unsafe chimney. It does not, however, require that the oil burner technician notify the property owner and the Office of the State Fire Marshal concerning the condition of the chimney before making the repair or installation.

LD 483 **An Act to Include a Denturist on the Board of Dental Examiners** **PUBLIC 124**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MICHAUD STANLEY	OTP-AM	H-163 TOWNSEND S-58

LD 483 proposed to increase the membership of the Board of Dental Examiners by adding a denturist.