

MAINE STATE LEGISLATURE

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**STATE OF MAINE
119TH LEGISLATURE**

SECOND REGULAR SESSION

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

JULY 2000

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ONE HUNDRED NINETEENTH LEGISLATURE
SECOND REGULAR SESSION

Summary Of Legislation Before The Joint Standing Committees
July 2000

We are pleased to provide this summary of 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:

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
FAILED EMERGENCY ENACTMENT/FINAL PASSAGE..... Emergency bill failed to get 2/3 vote
FAILED ENACTMENT/FINAL PASSAGE..... Bill failed to get majority vote
FAILED MANDATE ENACTMENT..... Bill imposing local mandate failed to get 2/3 vote
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 Second Regular Session (unless otherwise specified in a particular law) is August 11, 2000.

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

LD 2385

An Act to Allow Maine Pharmacies to Operate more Efficiently and Improve the Delivery of Services

ONTP

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

LD 2385 proposed to do the following:

1. It proposed to allow the Maine Board of Pharmacy to grant waivers of rules that have been adopted by the board regulating the practice of pharmacy in Maine. Under the bill, the waiver could have been granted to allow the development of demonstration projects whose purpose was to ameliorate the shortage of qualified pharmacists in Maine; and
2. It proposed to allow a pharmacy to send prescriptions to a central location where the drug order would be filled and then sent back to the pharmacy. The pharmacy would have maintained the responsibility for dispensing the drug and advising the patient. The Maine Board of Pharmacy would have been required to oversee this arrangement and regulate it through rulemaking.

LD 2388

An Act Relating to Licensing Board Fees

PUBLIC 685

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KONTOS	OTP-AM	S-613

LD 2388 proposed to increase the fee cap on physician and physician assistant license renewal.

Committee Amendment "A" (S-613) proposed to increase the license fee caps for the Board of Funeral Service, the Oil and Solid Fuel Board, the State Board of Certification of Geologists and Soil Scientists, the State Board of Alcohol and Drug Counselors, the Maine Athletic Commission and athletic trainers.

The amendment also proposed to authorize the Director of the Office Licensing and Registration within the Department of Professional and Financial Regulation to set fees by rule for the Board of Funeral Service, the Oil and Solid Fuel Board, the State Board of Certification of Geologists and Soil Scientists, the State Board of Alcohol and Drug Counselors, the Maine Athletic Commission and the Board of Licensure of Podiatric Medicine.

The amendment proposed to establish a fee cap for transient sellers of consumer goods and door-to-door home repair transient sellers and proposed to increase the gate tax for the Maine Athletic Commission.

The amendment also proposed to change the renewal cycle from biennial to annual for the State Board of Alcohol and Drug Counselors and adjust the mandatory continuing education hours for renewal to correspond with the change in the renewal cycle.

Finally, the amendment proposed to add an allocation section and fiscal note to the bill.

Enacted law summary

Public Law 1999, chapter 685 makes the following changes to various occupational licensing board statutes:

1. It increases the fee cap on physician and physician assistant license renewal;
2. It increases the license fee caps for the Board of Funeral Service, the Oil and Solid Fuel Board, the State Board of Certification of Geologists and Soil Scientists, the State Board of Alcohol and Drug Counselors, the Maine Athletic Commission and athletic trainers;
3. It authorizes the Director of the Office Licensing and Registration within the Department of Professional and Financial Regulation to set fees by rule for the Board of Funeral Service, the Oil and Solid Fuel Board, the State Board of Certification of Geologists and Soil Scientists, the State Board of Alcohol and Drug Counselors, the Maine Athletic Commission and the Board of Licensure of Podiatric Medicine;
4. It establishes a fee cap for transient sellers of consumer goods and door-to-door home repair transient sellers;
5. It increases the gate tax for the Maine Athletic Commission; and
6. It changes the renewal cycle from biennial to annual for the State Board of Alcohol and Drug Counselors and adjusts the mandatory continuing education hours for renewal to correspond with the change in the renewal cycle.

LD 2395

An Act Concerning Disclosure Requirements Under the Used Car Information Laws

**PUBLIC 617
EMERGENCY**

Sponsor(s)
SAXL M

Committee Report
OTP-AM

Amendments Adopted
H-880

LD 2395 proposed to maintain the past statutory requirement that automobile collision damage that costs more than \$1,500 to repair must be disclosed to consumers.

Committee Amendment "A" (H-880) proposed to provide that car dealers need not disclose substantial collision damage unless the cost of repairing it exceeds \$2,000. This amendment also proposed to create a cross-reference to maintain consistency between the Motor Vehicle Code and the Insurance Code relative to accidents. This amendment also proposed to set the effective date at 30 days after approval and proposed to add a fiscal note to the bill.

Enacted law summary

Public Law 1999, chapter 617 amends the used car information laws to provide that collision damage must be disclosed to consumers if the cost of repairing the damage exceeds \$2,000. It also amends the Automobile Insurance Cancellation Control Act by permitting an insurer to choose not to renew a personal automobile insurance policy when a named insured or other person insured under the policy is individually or aggregately involved in two or more vehicle accidents while operating a motor vehicle insured under the policy resulting in either personal injury or property damage in excess of the amount defined as a reportable