

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

Staff:
Susan Johannesman, Legislative Analyst

*Office of Policy and Legal Analysis
13 State House Station
Augusta, ME 04333
(207)287-1670*

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Maine State Legislature
OFFICE OF POLICY AND LEGAL ANALYSIS

13 State House Station, Augusta, Maine 04333-0013
Telephone: (207) 287-1670
Fax: (207) 287-1275

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

Private and Special Law 1999, chapter 82 establishes the allocations of the state ceiling on issuance of tax-exempt bonds for calendar year 2000 and makes partial allocations of the state ceiling for calendar year 2001 among the state-level issuers of tax-exempt bonds. Under federal law, a maximum of \$150,000,000 in tax-exempt bonds benefiting private individuals or entities may be issued in Maine each year.

The law also reallocates \$10,000,000 of the state ceiling for calendar year 1999 previously allocated by Public Law 1999, chapter 443 to the Finance Authority of Maine to the Maine Educational Loan Authority.

Private and Special Law 1999, chapter 82 was enacted as an emergency measure effective April 14, 2000.

LD 2610

An Act to Require Warranty Certification for Snowmobiles and All-terrain Vehicles

PUBLIC 692

<u>Sponsor(s)</u> CAMPBELL FERGUSON	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> H-988
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LD 2610 proposed to require a person who registers a snowmobile or ATV for the first time in Maine to present a certificate from a licensed dealer that the snowmobile or ATV has had all recall or service update repairs performed on the snowmobile or ATV. The bill also proposed to require that the owner be registered with the manufacturer of that snowmobile or ATV so that the owner would receive future recall or service notices from the manufacturer.

Committee Amendment "A" (H-988) proposed to replace the original bill. It proposed to require that a person who registers a new snowmobile or ATV provide proof that the vehicle has been registered with the manufacturer of the snowmobile or ATV for warranty protection and safety or recall notices.

Enacted law summary

Public Law 1999, chapter 692 requires that a person who registers a new snowmobile or ATV provide proof that the vehicle has been registered with the manufacturer of the snowmobile or ATV for warranty protection and safety or recall notices.

LD 2640

An Act to Amend the Program Evaluation Report Contents of the State Government Evaluation Act

PUBLIC 661

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
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LD 2640 implements a recommendation of the Task Force to Study the Effect of Government Regulation on Small Businesses. It adds a requirement that each agency or program under a State Government Evaluation Act review:

1. Identify how the agency works with other state and federal agencies to coordinate services and eliminate redundant and overlapping requirements; and

2. Compare federal laws and regulations to state laws and rules implemented by the agency.

The bill includes a fiscal note.

Enacted law summary

Public Law 1999, chapter 661 implements a recommendation of the Task Force to Study the Effect of Government Regulation on Small Businesses. It adds a requirement that each agency or program under a State Government Evaluation Act review:

1. Identify how the agency works with other state and federal agencies to coordinate services and eliminate redundant and overlapping requirements; and
2. Compare federal laws and regulations to state laws and rules implemented by the agency.

LD 2650

An Act to Clarify the Enforcement Authority of the Manufactured Housing Board

**PUBLIC 725
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LAWRENCE	OTP-AM	S-649

LD 2650 was a concept draft pursuant to Joint Rule 208. The bill proposed to clarify the enforcement authority of the Manufactured Housing Board.

Committee Amendment "A" (S-649) proposed to permit the Manufactured Housing Board to enforce the preemption provisions of the Maine Revised Statutes, Title 10, section 9042, subsection 3 against municipalities and to allow a more expansive private right of action in favor of those adversely affected by a violation of the manufactured housing law. It also proposed to clarify the role of municipal code enforcement officers regarding the inspection of new manufactured housing for violations of the manufactured housing law and the rules adopted pursuant to that law. The amendment also proposed to provide the Manufactured Housing Board with the authority to review denials of applications for certificates of occupancy in certain limited situations and proposed to authorize the Manufactured Housing Board to issue certificates of occupancy. The amendment also proposed to add a fiscal note to the bill.

Enacted law summary

Public Law 1999, chapter 725 permits the Manufactured Housing Board to enforce the preemption provisions of the Maine Revised Statutes, Title 10, section 9042, subsection 3 against municipalities and allows a more expansive private right of action in favor of those adversely affected by a violation of the manufactured housing law. It also clarifies the role of municipal code enforcement officers regarding the inspection of new manufactured housing for violations of the manufactured housing law and the rules adopted pursuant to that law. Finally, it provides the Manufactured Housing Board with the authority to review denials of applications for certificates of occupancy in certain limited situations and authorizes the Manufactured Housing Board to issue certificates of occupancy.

Public Law 1999, chapter 725 was enacted as an emergency measure effective April 14, 2000.

LD 2675

An Act to Create a Linked Investment Program for Child Care Providers

INDEF PP

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