

MAINE STATE LEGISLATURE

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*State Of Maine
120th Legislature*

First Regular Session

Bill Summaries

*Joint Standing Committee
on
Business and Economic Development*

August 2001

Members:

Sen. Kevin Shorey, Chair

Sen. Lynn Bromley

Sen. Ed Youngblood

Rep. John Richardson, Chair

Rep. Bruce S. Bryant

Rep. Susan Dorr

Rep. Paul R. Hatch

Rep. Marc Michaud

Rep. Jonathan Thomas

Rep. Harold A. Clough

Rep. Thomas W. Murphy, Jr.

Rep. Brian M. Duprey

Rep. John R. Morrison

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**120th Legislature
First Regular Session**

**Summary Of Legislation Before The Joint Standing Committees
August 2001**

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing 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 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*
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 First Regular Session (unless otherwise specified in a particular law) is **September 21, 2001**.

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

Joint Standing Committee on Business and Economic Development

LD 161 **Resolve, Regarding Legislative Review of Chapter 11: Rules for the
Maine Biomedical Research Program, a Major Substantive Rule of
the Department of Economic and Community Development** **RESOLVE 2
EMERGENCY**

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

LD 161 proposed to provide for legislative review of Chapter 11: Rules for the Maine Biomedical Research Program, a major substantive rule of the Department of Economic and Community Development.

Enacted law summary

Resolve 2001, chapter 2 authorizes final adoption of Chapter 11: Rules for the Maine Biomedical Research Program, a major substantive rule of the Department of Economic and Community Development.

Resolve 2001, chapter 2 was passed as an emergency measure effective March 30, 2001.

LD 248 **An Act to Promote Economic Development in Rural Maine** **CARRIED OVER**

| | | | | |
|--------------------|--|-------------------------|--|---------------------------|
| <u>Sponsor(s)</u> | | <u>Committee Report</u> | | <u>Amendments Adopted</u> |
| GOOLEY FERGUSON | | | | |

LD 248 was a concept draft that proposed to promote economic development in rural Maine. The Joint Standing Committee on Business and Economic Development voted to carry over the bill to the Second Regular Session.

LD 249 **An Act to Amend the Rule-making Process Regarding the State's
Plumbing Code** **PUBLIC 215
EMERGENCY**

| | | | | |
|-------------------|--|-------------------------|--|---------------------------|
| <u>Sponsor(s)</u> | | <u>Committee Report</u> | | <u>Amendments Adopted</u> |
| TOBIN D TURNER | | OTP-AM | | H-222 |

LD 249 proposed to change the Plumbers' Examining Board's authority to adopt a state plumbing code by designating these rules as major substantive instead of routine technical rules.

Committee Amendment "A" (H-222) proposed to designate the adoption of a new plumbing code as a major substantive rule that would need to receive the affirmative action of the Legislature before adoption and all subsequent technical changes to the plumbing code would be routine technical rules.

Joint Standing Committee on Business and Economic Development

Enacted law summary

Public Law 2001, chapter 215 changes the Plumbers' Examining Board's authority to adopt a state plumbing code by designating the adoption of a new plumbing code as a major substantive rule that must receive the affirmative action of the Legislature before adoption. This Public Law also provides that all subsequent technical changes to the plumbing code are routine technical rules.

Public Law 2001, chapter 215 was enacted as an emergency measure effective May 18, 2001.

LD 258 An Act to Establish Returnable Tobacco Products and to Create the ONTP Returnable Tobacco Products Fund

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-------------------|--------------------------------|---------------------------|
| BROOKS | ONTP MAJ OTP-AM MIN | |

LD 258 proposed to establish a system of deposit and redemption for used and discarded cigarette butts, referred to as returnable tobacco products, and to create the Returnable Tobacco Products Fund, a dedicated fund for use in the payment of deposits and redemptions and to hold funds not required for either purpose.

Committee Amendment "A" (H-205), which was the minority report, proposed to add an appropriation section, an allocation section and a fiscal note to the bill.

LD 270 An Act to Create a Resource within State Government to Protect INDEF PP the Privacy of Personal Information

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

LD 270, which was not referred to a committee but was suggested for reference to the Joint Standing Committee on Business and Economic Development, was a concept draft pursuant to Joint Rule 208 and was a recommendation of the Blue Ribbon Commission to Establish a Comprehensive Internet Policy. The concept draft proposed that a person or persons within State Government protect the privacy of personal data about the people of Maine. The person would not have regulatory authority, but would be charged with the following duties:

1. Conducting research and studies, gathering facts and evaluating procedures regarding the treatment of personal data by public and private entities;
2. Investigating complaints about information confidentiality, making recommendations for policy, rule and legislative changes, where appropriate, and making referrals to, and cooperating with, enforcement entities;