

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

Staff:

Christopher J. Spruce, Legislative Analyst

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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 360 **An Act to Require that Professors of Social Work Be Licensed at the Master Social Worker or the Clinical Social Worker Level** **ONTP**

<u>Sponsor(s)</u> SKOGLUND PENDLETON		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 360 proposed to require persons who teach social work in a full-time, tenure-track position to be licensed as a social worker at the licensed master social worker level or the licensed clinical social worker level.

LD 368 **An Act to Openly Display Components of the Price of a Gallon of Gasoline at Filling Stations** **ONTP**

<u>Sponsor(s)</u> MACDOUGALL LEMONT		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 368 proposed to require that a sign be posted at the pump showing a list of taxes, wholesale prices and other components that make up the price of a gallon of gasoline. The bill also proposed to require the posting to display a comparison between the current price and last listed price showing where a change in price has occurred.

LD 432 **An Act to Make Changes to the Board of Licensure in Medicine** **ONTP**

<u>Sponsor(s)</u> VOLENIK		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 432 proposed to increase the Board of Licensure in Medicine to 10 members and require 5 of the members to be representatives of the public. This bill also proposed to allow a person aggrieved by an action of the board to appeal to the Superior Court and proposed to increase the statute of limitations on actions against health care providers from 3 years to 6 years.

LD 455 **Resolve, to Establish the Commission to Study Reimbursement Rates for Maine's Bottle Redemption Businesses and Other Issues Related to the Handling and Collection of Returnable Containers** **DIED ON ADJOURNMENT**

<u>Sponsor(s)</u> LONGLEY		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> S-105
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Joint Standing Committee on Business and Economic Development

LD 455 proposed to set the deposit and refund value of refillable containers, nonrefillable containers sold through geographically exclusive distributorships and nonrefillable containers not sold through geographically exclusive distributors at 5-cents per container. The bill also proposed to set the deposit and refund value of wine and spirit containers at 15-cents per container. The bill also proposed to increase the reimbursement rate for handling costs by redemption centers from 3-cents to 5-cents per container. The bill, as amended by Committee Amendment “A,” was not removed by the Senate from its Special Appropriations Table and died on adjournment of the First Regular Session. The contents of the amended bill, however, were included in a joint study order (HP 1389), which was passed by both Houses prior to adjournment.

Committee Amendment “A” (S-105) proposed to strike and replace the original title and the original bill. It proposed to establish the Commission to Study Reimbursement Rates for Maine’s Bottle Redemption Businesses and Other Issues Related to the Handling and Collection of Returnable Containers. The 13-member committee proposed to be established under this amendment was directed to examine a number of issues related to handling and collection of returnable containers, including: operational costs of redemption centers to determine whether or not an increase in the reimbursement rate for handling costs is warranted; the interrelationships among beverage producers, distributors and redemption centers concerning collection of returnable containers; and the nature and extent of fraudulent redemptions. The amendment also proposed that the study committee report its findings and recommendations to the Joint Standing Committee on Business and Economic Development by December 1, 2001.

LD 458

An Act to Amend the Laws Governing the Board of Licensing of Auctioneers

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAVIS P WATERHOUSE	ONTP	

LD 458 proposed to provide that one member of the Board of Licensing of Auctioneers could be an auctioneer who is selected from a list submitted to the Governor by a statewide organization of auctioneers.