

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:

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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

Enacted law summary

Public Law 2001, chapter 298 provides that the Commissioner of Public Safety has authority to appoint a designee to deal with private investigator licensing matters and that the commissioner must provide notice and opportunity for hearing if there are grounds to refuse to issue or renew a private investigator license. This Public Law also requires investigative assistants to obtain 1,700 hours of employment as an investigative assistant before being eligible to be licensed as a private investigator and further requires that those hours be accomplished within 2 years after the date of issuance of the investigative assistant license but no earlier than one year after the date of issuance.

LD 547 **An Act to Provide Support for Impoverished Communities for Economic Development** **ONTP**

<u>Sponsor(s)</u> MCGLOCKLIN		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 547, a concept draft pursuant to Joint Rule 208, proposed to establish an ombudsman position at the state level through the State Planning Office to provide assistance and guidance to Maine's poorest counties in seeking creative funding sources. The ombudsman would have helped municipalities procure grants and other alternative funding sources and could have provided research and grant-writing services. Under the proposed bill, criteria to qualify for assistance would have been easily understood and would have been set out by widely publicized rules established by the State Planning Office.

LD 588 **An Act Concerning Nurses in Advanced Practice** **ONTP**

<u>Sponsor(s)</u> BROMLEY		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 588, a concept draft pursuant to Joint Rule 208, proposed to revise the licensing laws concerning advanced practice registered nurses.

LD 668 **An Act to Reallocate a Portion of the Calendar Year 1999 Allocation of State Ceiling** **P & S 9
EMERGENCY**

<u>Sponsor(s)</u> SHOREY		<u>Committee Report</u> OTP		<u>Amendments Adopted</u>
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LD 668 proposed to reallocate the \$10,000,000 of the state ceiling on private activity bonds for calendar year 1999 originally allocated to the Finance Authority of Maine and reallocated to the Maine Educational Loan Authority by the 119th Legislature, back to the Finance Authority of Maine to be used for educational loans.

Joint Standing Committee on Business and Economic Development

Enacted law summary

Private and Special Law 2001, chapter 9 reallocates the \$10,000,000 of the state ceiling on private activity bonds for calendar year 1999 originally allocated to the Finance Authority of Maine and reallocated to the Maine Educational Loan Authority by the 119th Legislature, back to the Finance Authority of Maine to be used for educational loans.

Private and Special Law 2001, chapter 9 was enacted as an emergency measure effective April 11, 2001.

LD 669

An Act to Clarify the Use of the Municipal Investment Trust Fund

PUBLIC 90

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MICHAUD MH COWGER	OTP-AM	S-52

LD 669 proposed to clarify the definition of public service infrastructure to include streetscape improvements that are critical to the "livability" of communities and the hardware necessary to support the development and operation of geographic information systems. The bill also further clarified that the highest priority for public service infrastructure grants and loans are service center communities and proposed priorities for preferences for grant awards from the Municipal Investment Trust Fund.

Committee Amendment "A" (S-52) proposed to amend the bill by requiring that rules adopted in establishing a methodology to identify a service center community are major substantive rules pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter II-A. It also proposed to repeal a current definition of service center in Title 30-A, section 4349-A. The amendment also proposed to amend Title 30-A, section 5953-D to add a municipality that has been designated a service center community to the list of municipalities eligible to receive a loan from the Municipal Investment Trust Fund.

Enacted law summary

Public Law 2001, chapter 90 repeals the current definition of a service center in Title 30-A, section 4349-A of the Maine Revised Statutes and requires that the State Planning Office develop a definition of "service center community" using a methodology established by major substantive rule that includes 4 basic criteria. The law also clarifies that public service infrastructure includes streetscape improvements that are critical to the "livability" of communities and the hardware necessary to support the development and operation of geographic information systems. It also clarifies that the highest priority for use of trust funds is service centers and prioritizes preferences for grant awards from the Municipal Investment Trust Fund. The law also amends Title 30-A, section 5953-D to add to the list of municipalities eligible to receive a loan from the Municipal Investment Trust Fund a municipality that has been designated a service center community.