

MAINE STATE LEGISLATURE

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*State Of Maine
120th Legislature*

Second Regular Session

Bill Summaries

*Joint Standing Committee
on
Business and Economic Development*

May 2002

Members:

Sen. Kevin L. Shorey, Chair

Sen. Lynn Bromley

Sen. Edward M. 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
Second Regular Session

Summary Of Legislation Before The Joint Standing Committees
May 2002

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 arranged alphabetically by committee name 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
PASSED	Joint Order passed in both bodies
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 July 25, 2002.

Patrick T. Norton, Interim Director
Offices located in Room 215 of the Cross Office Building

Joint Standing Committee on Business and Economic Development

LD 248

An Act to Promote Economic Development in Rural Maine

ONTP

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

LD 248, a concept draft pursuant to Joint Rule 208, proposed to promote economic development in rural Maine.

LD 658

An Act to Continue Funding for the Maine Microenterprise Initiative Fund

ONTP

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

LD 658 proposed to provide annual General Fund appropriations of \$1,000,000 in fiscal year 2001-02 and fiscal year 2002-03 for the Department of Economic and Community Development's Maine Microenterprise Initiative Fund to provide grants to organizations that provide business assistance services to microenterprises.

LD 687

An Act to Maintain a Centralized Database for Schedule II Prescriptions Dispensed by Pharmacies in the State

ONTP

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

LD 687 requires pharmacies to provide the Maine Board of Pharmacy with quarterly reports recording all schedule II drug transactions so that the board can maintain a centralized database.

Committee Amendment "A" (H-630) is the minority report of the Business and Economic Development Committee and proposed to amend the bill by designating the Department of Human Services as the department that would establish and maintain the schedule II drug database. The amendment also proposed to require a retail drug outlet or a mail order business that dispenses schedule II drugs and is registered under the Maine Revised Statutes, Title 32, section 13751 to report schedule II drug transactions to the department on a quarterly basis. Additionally, the amendment proposed to require the dispensing facility to report, at a minimum, the pharmacy prescription number, pharmacy number, patient identifier, which may include the name of the customer and the customer's date of birth, the date the controlled substance was dispensed, the metric quantity of the controlled substance, the national drug code of the controlled substance, the estimated days of supply of the controlled substance dispensed and the prescriber's United States Drug Enforcement Agency registration number to the department. The amendment would designate information contained in the reports and in the database as confidential and limits its disclosure to governing bodies that license practitioners when they are conducting an investigation that involves schedule II drugs and to pharmacists, physicians and dentists when the information relates to their own patients. The amendment would expressly prohibit the release of confidential information from the database to law enforcement officers.

Joint Standing Committee on Business and Economic Development

This amendment also adds a fiscal note to the bill.

LD 1144

An Act to Enhance Economic Development Capacity

**PUBLIC 680
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MICHAUD MH SAXL	OTP-AM	S-517 S-621 GOLDTHWAIT

LD 1144 proposed to include an annual General Fund appropriations totaling \$2,000,000 for the Department of Economic and Community Development of which \$1,200,000 annually would go toward continuing the momentum of the department's proactive business attraction marketing program and \$800,000 annually towards capacity building block grant program to regional economic development districts.

Committee Amendment "B" (S-517), which was adopted as modified by Senate Amendment A, proposed to strike and replace the original bill and provide annual General Fund appropriations totaling \$4,571,000 for the Department of Economic and Community Development of which \$1,200,000 would go into regional development block grants and \$200,000 would go to secure federal planning grants to assist communities suffering from the loss of major employers. The amendment would also provide \$500,000 for business attraction and expansion marketing efforts and \$1,000,000 to recapitalize the Maine Microenterprise Initiative. The amendment would also provide \$200,000 over the biennium to recapitalize the fund that provides grants to avoid or alleviate the impact caused when a community loses a mature or dominant industry. It would also provide one-time funds for the construction of the River Valley Technical Center incubator facility and matching funds for the Schoodic education and research center. This amendment would also appropriate \$35,000 in one-time funds to assist the Maine Film Office to upgrade digital technology and \$100,000 for the Maine Products Marketing Program. This amendment would add an emergency preamble and clause and fiscal note to the bill.

Senate Amendment "A" to Committee Amendment "B" (S-621), which was adopted, proposed to remove the emergency provisions from the bill and would do the following:

1. Appropriate \$5,000 and allocates another \$5,000 for the Community Forestry Fund;
2. Appropriate \$75,000 for the Forum Francophone;
3. Appropriate \$10,000 to the Town of Raymond for a Community Gateways project;
4. Appropriate \$211,674 for the New Century Community Program; and
5. Allow funds in the Jobs Retention Program that become available as a result of a revocation of a certificate of approval for a certified retained business under this program to be used for grants to municipalities to retain mature or dominant employers.

Enacted law summary

Public Law 2001, chapter 680 provides an annual General Fund appropriations totaling \$4,571,000 for the Department of Economic and Community Development and provides \$1,200,000 in regional development block grants and \$200,000 to secure federal planning grants to assist communities suffering from the loss of major