

MAINE STATE LEGISLATURE

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*State Of Maine
122nd Legislature*

Second Regular Session

Bill Summaries

*Joint Standing Committee
on
Business, Research and Economic Development*

July 2006

Members:

Sen. Lynn Bromley, Chair

Sen. Barry J. Hobbins

Sen. Dana L. Dow

Rep. Nancy E. Smith, Chair

Rep. Lillian LaFontaine O'Brien

Rep. Stephen R. Beaudette

Rep. Charles Earl Crosby, III

Rep. David W. Farrington

Rep. Christopher Rector

Rep. Susan M. Austin

Rep. Robert A. Berube

Rep. Lawrence E. Jacobsen

Rep. John C. Robinson

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Maine State Legislature

Office of Policy and Legal Analysis Office of Fiscal and Program Review

122nd Maine Legislature Second Regular Session

Summary of Legislation Before The Joint Standing Committees

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing 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/billsumm.htm).

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
ONT P.....	Ought Not To Pass report accepted
OTP-ND.....	Committee report Ought To Pass In New Draft
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 (Pocket Veto).....	Bill held by Governor
VETO SUSTAINED.....	Legislature failed to override Governor's Veto

Please note that the effective date for all non-emergency legislation enacted in the Second Regular Session (unless otherwise specified in a particular law) is August 23, 2006.

Joint Standing Committee on Business, Research and Economic Development

LD 1653 **Resolve, To Require the Department of Professional and Financial Regulation To Suspend Recently Enacted Rules Pertaining to the Office of Licensing and Registration, Board of Boilers and Pressure Vessels** **DIED IN CONCURRENCE**

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

LD 1653, which was carried over from the First Regular Session, proposed to require the Department of Professional and Financial Regulation to suspend recently enacted rules pertaining to the Office of Licensing and Registration, Board of Boilers and Pressure Vessels.

Committee Amendment "A" (S-427) was the minority report of the committee. It proposed to remove the emergency preamble and emergency clause from the bill and proposed to require the Department of Professional and Financial Regulation to extend until April 1, 2007 all variances granted by the Board of Boilers and Pressure Vessels pertaining to Chapter 15, Section 2(A). It proposed to authorize the joint standing committee of the Legislature having jurisdiction over business, research and economic development matters to report out a bill to the First Regular Session of the 123rd Legislature addressing the Department of Professional and Financial Regulation's rules on welded repairs and alterations of boiler or pressure vessels.

LD 1663 **An Act To Establish the Maine Higher Education Employer Initiative** **ONTP**

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

LD 1663 was a concept draft. The bill proposed to establish the Maine Higher Education Employer Initiative to provide assistance and incentives for employers to adopt policies and encourage their employees to attend college and to obtain associate and bachelor's degrees. The bill also proposed to require the Maine Development Foundation to coordinate and manage the initiative. In addition, it proposed to require the Finance Authority of Maine to adopt routine technical rules to implement the tax credit authorized by the initiative.

LD 1698 **An Act To Continue the Tourism Cooperative Marketing Fund** **PUBLIC 517**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BROMLEY SMITH N	OTP-AM MAJ ONTP MIN	S-502

LD 1698 proposed to repeal the section of law that repeals the Tourism Cooperative Marketing Fund in 2007, thereby continuing the fund.

Joint Standing Committee on Business, Research and Economic Development

Committee Amendment "A" (S-502) proposed to incorporate a fiscal note.

Enacted law summary

Public Law 2005, chapter 517 repeals the section of law that repeals the Tourism Cooperative Marketing Fund in 2007, thereby continuing the fund.

LD 1705 **An Act To Require That Automobile Extended Service Warranties Purchased by Maine Citizens Provide for Arbitration in the State** **PUBLIC 476**

<u>Sponsor(s)</u> SHERMAN		<u>Committee Report</u> OTP		<u>Amendments Adopted</u>
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LD 1705 proposed to require that an extended service warranty for an automobile sold in Maine for a motor vehicle registered in this State that requires arbitration must require it to occur in Maine.

Enacted law summary

Public Law 2005, chapter 476 provides that an extended service warranty sold in Maine for a motor vehicle registered in this State that requires arbitration must require the arbitration to occur in Maine.

LD 1752 **An Act Regarding Licensure Requirements for Nurses** **PUBLIC 473**

<u>Sponsor(s)</u> MARTIN PERRY A		<u>Committee Report</u> OTP		<u>Amendments Adopted</u>
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LD 1752 proposed to require that acceptance of the Canadian Nurses' Association Testing Service Examination for licensure of nurses in the State end on December 31, 2006, after which the exam standard must match higher federal requirements.

Enacted law summary

Public Law 2005, chapter 473 requires that acceptance of the Canadian Nurses' Association Testing Service Examination for licensure of nurses in the State end on December 31, 2006, after which the exam standards must mirror the federal requirements.