

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

Staff:

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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
ONTP.....	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 1756

An Act To Address Emergency Licensure Procedures

PUBLIC 474

<u>Sponsor(s)</u> BROMLEY SMITH N	<u>Committee Report</u> OTP	<u>Amendments Adopted</u>
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LD 1756 proposed to provide statutory authority for all bureaus, offices, boards and commissions within or affiliated with the Department of Professional and Financial Regulation to issue temporary licenses for 6 months if an applicant is licensed in another state.

Enacted law summary

Public Law 2005, chapter 474 provides statutory authority for all bureaus, offices, boards and commissions within or affiliated with the Department of Professional and Financial Regulation to issue temporary licenses for 6 months if an applicant is licensed in another state.

LD 1767

An Act To Clarify the Charitable Solicitations Act

PUBLIC 497

<u>Sponsor(s)</u> HOBBINS SMITH N	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> S-469
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LD 1767 proposed to:

1. Eliminate the requirement that professional fund-raising counsel carry a \$25,000 surety bond;
2. Eliminate the requirement that businesses donating less than \$10,000 annually to charitable organizations become registered as commercial co-venturers, in order to apply the same exemption limit to commercial co-venturers as currently applies to charitable organizations;
3. Amend the definition of "contribution" by adding an exception for money or property received from an organization, in order to produce the effect of exempting from the registration requirement individuals who contract with charitable organizations to provide grant-writing services for the purpose of obtaining money or property from organizations;
4. Correct an inconsistency between the definition of "charitable organization" and the description of entities subject to the registration requirements applicable to charitable organizations; and
5. Delete a reference to the financial report filing fee, which no longer is charged to charitable organizations receiving more than \$30,000 annually in gross contributions.

Committee Amendment "A" (S-469) proposed to delete a cross-reference to the requirement that professional fund-raising counsel carry a \$25,000 surety bond.

Joint Standing Committee on Business, Research and Economic Development

Enacted law summary

Public Law 2005, chapter 497 makes the following changes to the laws relating to charitable solicitations:

1. It eliminates the requirement that professional fund-raising counsel carry a \$25,000 surety bond;
2. It eliminates the requirement that businesses donating less than \$10,000 annually to charitable organizations become registered as commercial co-venturers, which applies the same exemption limit to commercial co-venturers that currently applies to charitable organizations;
3. It amends the definition of "contribution" by adding an exception for money or property received from an organization. This produces the effect of exempting from the registration requirement individuals who contract with charitable organizations to provide grant-writing services for the purpose of obtaining money or property from organizations;
4. It corrects an inconsistency between the definition of "charitable organization" and the description of entities subject to the registration requirements applicable to charitable organizations; and
5. It deletes a reference to the financial report filing fee, which is no longer charged to charitable organizations that receive more than \$30,000 annually in gross contributions.

LD 1770

An Act To Amend the Laws Governing Licensure of Workers in the Field of Radiologic Technology

**PUBLIC 511
EMERGENCY**

Sponsor(s)
BROMLEY
SMITH N

Committee Report
OTP

Amendments Adopted

LD 1770 proposed to amend the laws governing the scope of practice, licensure and reciprocal licensure of workers in the field of radiologic technology.

Enacted law summary

Public Law 2005, chapter 511 amends the laws governing the scope of practice, licensure and reciprocal licensure of workers in the field of radiologic technology.

Public Law 2005, chapter 511 was enacted as an emergency measure effective March 27, 2006.