

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
123<sup>RD</sup> LEGISLATURE  
FIRST REGULAR SESSION



Summaries of bills and adopted amendments and laws enacted or finally passed during the First Regular Session of the 123<sup>rd</sup> Maine Legislature coming from the

**JOINT STANDING COMMITTEE ON BUSINESS, RESEARCH  
AND ECONOMIC DEVELOPMENT**

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# STATE OF MAINE

123<sup>RD</sup> LEGISLATURE

FIRST REGULAR SESSION

## LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS



This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all bills and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 123<sup>rd</sup> Maine Legislature, which was in session from December 6, 2006 to June 21, 2007.

The *Digest* is arranged alphabetically by committee, and within each committee by LD number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. The appendices include a summary of relevant session statistics, an index of all bills by LD number and an index of enacted laws by law type and chapter number.

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 (or Accepted ONTP report).....	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.....	Bill held by Governor
VETO SUSTAINED.....	Legislature failed to override Governor's Veto

Please note that the effective date for non-emergency legislation enacted in the First Regular Session is **September 20, 2007**. The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills.

# Joint Standing Committee on Business, Research and Economic Development

**LD 1282**    **An Act To Allow Manicurists and Pedicurists To Do Nails for the Elderly**    **ONTP**

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

This bill would require the Board of Barbering and Cosmetology to adopt rules to establish minimum training standards for manicurists and pedicurists that would allow them to work on the nails for the elderly and qualify for insurance reimbursement.

**LD 1352**    **An Act To Amend the Laws Governing the Maine State Housing Authority**    **ONTP**

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

This bill changes the number of commissioners of the Maine State Housing Authority appointed by the Governor from 5 to 7, and specifies that the Governor appoints a chair from among the 7 gubernatorial appointments.

**LD 1364**    **An Act To Preserve and Grow Maine Small Businesses**    **DIED ON ADJOURNMENT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BROMLEY	OTP-AM	S-101

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes to ensure that current resources available to Maine small businesses and entrepreneurs are maintained and that additional capacity is provided to meet the increased demand resulting from the anticipated growth in new and expanded small businesses.

### **Committee Amendment "A" (S-101)**

This amendment replaces the bill and provides funds to support the Maine Small Business Development Centers to close the structural funding gap in fiscal year 2007-08 and fiscal year 2008-09.

**LD 1403**    **An Act To Provide Parity in the Laws Regarding Licensing of Electricians**    **PUBLIC 398**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCKANE	OTP	

This bill creates parity between an applicant for licensure as a journeyman electrician or a journeyman-in-training electrician who is a graduate of an electrical program of a Maine community college and an applicant for licensure who is a graduate of an electrical program of an accredited community college that is not located in Maine.

### **Enacted Law Summary**

# Joint Standing Committee on Business, Research and Economic Development

Public Law 2007, chapter 398 establishes parity between an applicant for licensure as a journeyman electrician or a journeyman-in-training electrician who is a graduate of an electrical program of a Maine community college and an applicant for licensure who is a graduate of an electrical program of an accredited community college that is not located in Maine.

**LD 1404      Resolve, Directing the Establishment of a Building Contractor's License and Education Requirements for Code Enforcement Officers BY REQUEST      ONTP**

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

This resolve directs the Department of Professional and Financial Regulation to propose and develop licensing requirements for building contractors. This resolve also requires the Executive Department, State Planning Office to develop revised training and certification and continuing education requirements for code enforcement officers. The resolve requires that the proposals be submitted to the Joint Standing Committee on Business, Research and Economic Development no later than December 1, 2007.

**LD 1466      An Act To Address Issues Related to Chiropractic Licensure      ONTP**

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

This bill creates a screening panel for complaints against chiropractors similar to the screening panel for medical malpractice claims under current law. The screening panel created by this bill reviews complaints against chiropractors and has the power to dismiss the complaint, enter into a consent agreement with the licensee who is the subject of the complaint or refer the complaint to the Board of Chiropractic Licensure for further action.

**LD 1469      Resolve, To Enhance Accountability in Tax Increment Financing      RESOLVE 70**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BERRY	OTP-AM	H-299

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes that any new tax increment financing project not under way by January 1, 2008 would be subject to higher standards for approval by the Department of Economic and Community Development, including but not limited to, an annual reapproval process based on preestablished performance benchmarks.

**Committee Amendment "A" (H-299)**

This amendment replaces the bill with a resolve that directs the Department of Economic and Community Development to review the State's tax increment financing accountability and reporting policies and to consult with the Office of Program Evaluation and Government Accountability and the Department of Administrative and Financial Services, Maine Revenue Services to develop recommendations for improving these policies. The Department of Economic and Community Development is directed to submit its report to the Joint Standing