

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals  
(may include minor formatting differences from printed original)

**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**

July 2007

**STAFF:**

NATALIE L. HAYNES, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670

**MEMBERS:**

SEN. LYNN BROMLEY, CHAIR  
SEN. ELIZABETH SCHNEIDER  
SEN. JONATHAN T. E. COURTNEY

REP. NANCY E. SMITH, CHAIR  
REP. STEPHEN R. BEAUDETTE  
REP. RICHARD C. CLEARY  
REP. W. BRUCE MACDONALD  
REP. MARK PAUL SAMSON  
REP. KIMBERLY E. W. SILSBY  
REP. CHRISTOPHER W. RECTOR  
REP. SUSAN M. W. AUSTIN  
REP. MICHAEL GARY BEAULIEU  
REP. KERRI L. PRESCOTT

# 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

The changes made by this bill take effect January 1, 2009.

## Committee Amendment "A" (H-451)

This amendment removes provisions in the bill that proposed to change the form of licensure for landscape architects from a title act to a practice act. The amendment clarifies the scope of practice for landscape architects and retains the current form of licensure as a title act. It also removes the delayed effective date that was provided in the bill.

## Enacted Law Summary

Public Law 2007, chapter 390 clarifies the scope of practice for landscape architects and retains the current form of licensure as a title act.

**LD 1791**

## An Act To Amend the Oil and Solid Fuel Board and Propane and Natural Gas Board Licensing Laws

**PUBLIC 392  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BENOIT	OTP-AM	S-244

This bill creates an exemption from licensing requirements in the laws governing the Oil and Solid Fuel Board and the Propane and Natural Gas Board for individuals who perform combustion testing on oil burning equipment and propane and natural gas appliances. Each licensing board is required to engage in emergency rulemaking regarding combustion testing that an unlicensed individual may perform without a license. Each board's emergency rules are to be adopted under the provisions of the Maine Administrative Procedure Act within 90 days of the effective date of this Act.

## Committee Amendment "A" (S-244)

This amendment retains the bill as an emergency, but replaces the content of the bill. The amendment authorizes the Oil and Solid Fuel Board and the Propane and Natural Gas Board to issue limited energy auditor technician licenses to qualified persons for the purposes of conducting combustion safety and efficiency testing of oil-fired or gas-fired space heating equipment or water heating equipment. These limited licenses do not authorize the license holder to make adjustments to oil-fired or gas-fired space heating equipment or water heating equipment. The amendment also directs those boards to adopt emergency routine technical rules to implement these new licensing provisions within 90 days after the effective date of this Act.

## Enacted Law Summary

Public Law 2007, chapter 392 authorizes the Oil and Solid Fuel Board and the Propane and Natural Gas Board to issue limited energy auditor technician licenses to qualified persons for the purposes of conducting combustion safety and efficiency testing of oil-fired or gas-fired space heating equipment or water heating equipment. These limited licenses do not authorize the license holder to make adjustments to oil-fired or gas-fired space heating equipment or water heating equipment. The law also directs those boards to adopt emergency routine technical rules to implement these new licensing provisions within 90 days after the effective date of this Act.

Public Law 2007, chapter 392 was enacted as an emergency measure effective June 21, 2007.

## LD 1794 Resolve, To Provide Regional Economic Development Assistance To Ensure Prosperity in Maine

**ONTP**

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