

MAINE STATE LEGISLATURE

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STATE OF MAINE
124TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed during the First Regular Session of the 124th Maine Legislature coming from the

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

July 2009

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

STATE OF MAINE

124TH LEGISLATURE
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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 124th Maine Legislature.

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:

CARRIED OVER.....	Carried over to a subsequent session of the Legislature
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; bill died
ONTP (or Accepted ONTP report).....	Ought Not To Pass report accepted; bill died
P&S XXX.....	Chapter # of enacted Private & Special Law
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

The effective date for non-emergency legislation enacted in the First Regular Session of the 124th Legislature is September 12, 2009. 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 504 An Act To Enhance Economic Development in Rural Maine ONTP

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

This bill is a concept draft pursuant to Joint Rule 208.
 This bill seeks to enhance economic development in rural Maine.

LD 519 An Act To Expand the Diagnostic Function of Denturists ONTP

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

This bill allows the taking of x-rays by qualified denturists.

LD 544 An Act To Amend the Laws Governing Returnable Beverage Containers ONTP

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

This bill requires that the refund value of all returnable beverage containers is 5¢.

LD 565 Resolve, To Direct the Board of Dental Examiners To Review the Definition of "Edentulous Arch" in the Rules Governing Denturists RESOLVE 34

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SHAW JACKSON	OTP-AM	H-108

This bill defines the term "edentulous arch" to mean a maxillary or mandibular arch that is devoid of or absent any teeth or roots, but that may include implants.

Committee Amendment "A" (H-108)

This amendment replaces the bill with a resolve that directs the Board of Dental Examiners to review the definition of "edentulous arch" in its rules governing denturists. It also directs the board to provide a summary of this review

Joint Standing Committee on Business, Research and Economic Development

and any changes made as a result in a report to the Joint Standing Committee on Business, Research and Economic Development no later than January 30, 2010.

Enacted Law Summary

Resolve 2009, chapter 34 directs the Board of Dental Examiners to review the definition of "edentulous arch" in its rules governing denturists. It also directs the board to provide a summary of this review and any changes made as a result in a report to the Joint Standing Committee on Business, Research and Economic Development no later than January 30, 2010.

LD 566 An Act To Amend the Petroleum Market Share Act

PUBLIC 119

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HUNT	OTP-AM	H-69

This bill changes the reporting date for the Attorney General's report to the Legislature describing the concentration of petroleum service stations or gas stations in the State from annually on December 31st to April 1st every 3 years or sooner at the discretion of the Attorney General.

Committee Amendment "A" (H-69)

This amendment changes the annual reporting requirement for the Attorney General's report to the Legislature pursuant to the Petroleum Market Share Act to require that the report be submitted to the Legislature every 2 years, beginning April 1, 2010. The bill proposed requiring the report to be submitted every 3 years. The amendment also requires the Attorney General to post the aggregate data collected pursuant to the Petroleum Market Share Act on the Attorney General's publicly accessible website on an annual basis, beginning April 1, 2010.

Enacted Law Summary

Public Law 2009, chapter 119 changes the annual reporting requirement for the Attorney General's report to the Legislature pursuant to the Petroleum Market Share Act to require that the report be submitted to the Legislature every 2 years, beginning April 1, 2010. The law also requires the Attorney General to post the aggregate data collected pursuant to the Petroleum Market Share Act on the Attorney General's publicly accessible website on an annual basis, beginning April 1, 2010.

LD 598 An Act To Protect Private Enterprise from Tax-subsidized Competition by Imposing Requirements on Certain Postsecondary Institutions

ONTP

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

This bill requires that state-supported postsecondary institutions obtain the same licenses, certification and registrations required of a private corporation or business that does not receive state financial assistance if the postsecondary institution competes with a private corporation or business that does not receive state financial assistance and obtain a seller's registration certificate.