

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
124<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSION



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

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

July 2009

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# STATE OF MAINE

124<sup>TH</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 124<sup>th</sup> 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 124<sup>th</sup> 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

## Committee Amendment "A" (H-272)

This amendment clarifies the definition of "practice of denturism" to include the fitting of a denture to an edentulous or partially edentulous arch or arches, including the making, producing, reproducing, constructing, finishing, supplying, altering and repairing of dentures, without performing alteration to natural or reconstructed tooth structure. It allows a denturist, upon the receipt of a written statement of oral condition by a licensed dentist, to complete clinical procedures related to the fabrication of a removable tooth-borne partial denture, including cast frameworks. It also amends the requirements for licensure as a denturist to require that, beginning October 1, 2009, in addition to the examination, all applicants must be graduates of a board-approved denturism postsecondary institution. Denturists licensed in this State prior to October 1, 2009 that do not have a diploma from a board-approved denturism postsecondary institution are required to successfully complete an upgraded curriculum approved by the board within 2 years before a license may be issued or renewed.

### Enacted Law Summary

Public Law 2009, chapter 227 clarifies the definition of "practice of denturism" to include the fitting of a denture to an edentulous or partially edentulous arch or arches, including the making, producing, reproducing, constructing, finishing, supplying, altering and repairing of dentures, without performing alteration to natural or reconstructed tooth structure. It allows a denturist, upon the receipt of a written statement of oral condition by a licensed dentist, to complete clinical procedures related to the fabrication of a removable tooth-borne partial denture, including cast frameworks.

The law amends the requirements for licensure as a denturist to require that, beginning October 1, 2009, in addition to the examination, all applicants must be graduates of a board-approved denturism postsecondary institution. Denturists licensed in this State prior to October 1, 2009 that do not have a diploma from a board-approved denturism postsecondary institution are required to successfully complete an upgraded curriculum approved by the board within 2 years before a license may be issued or renewed.

## LD 718 An Act Concerning Cremated Remains

PUBLIC 39

Sponsor(s)

PRATT

Committee Report

OTP

Amendments Adopted

This bill decreases the time that a funeral director must keep cremated remains from 4 years to one year. The bill also replaces the word "cremains" with "cremated remains."

### Enacted Law Summary

Public Law 2009, chapter 39 decreases the time that a funeral director must keep cremated remains from 4 years to one year. The law also replaces the word "cremains" with "cremated remains."

## LD 731 An Act To Designate Cumberland County as a Pine Tree Development Zone

ONTP

Sponsor(s)

BARTLETT

Committee Report

ONTP

Amendments Adopted

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

This bill waives the Pine Tree Development Zone unemployment and wage requirements for Cumberland County in order to allow the county to be eligible for Pine Tree Development Zone benefits.

**LD 733      Resolve, To Examine Environmental Effects of the Resource Recovery System**

**RESOLVE 130**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
NASS R	OTP-AM   MAJ OTP-AM   MIN	S-195  S-284   SCHNEIDER

This resolve is a concept draft pursuant to Joint Rule 208. It proposes to review and evaluate the beverage container laws in the context of existing municipal recycling programs with a focus on the environmental effects that these laws and programs generate. The review will include an assessment of:

1. Current recycling rates;
2. The carbon footprints created by the beverage recycling laws and municipal recycling programs;
3. Comprehensive recycling programs in the State;
4. Barriers to comprehensive recycling;
5. Alternative models of sustainability;
6. Energy and economic efficiencies;
7. The effect of educational programs on recycling rates; and
8. Litter prevention and waste reduction efforts.

**Committee Amendment "A" (S-195)**

This amendment is the majority report of the committee. It replaces the bill, which was a concept draft, with a resolve that directs the Executive Department, State Planning Office, in conjunction with the Department of Agriculture, Food and Rural Resources to oversee a 2-year study to be performed by an independent private entity to review the State's beverage container laws in the context of existing municipal recycling programs, with a focus on the environmental effects that these laws and programs generate. The resolve requires the State Planning Office and the Department of Agriculture, Food and Rural Resources to engage the assistance of an expert consultant in the field of municipal recycling programs and their environmental effects to assist in the development of the request for proposals for the study. The resolve also provides that if private funds from outside sources for the expert consultant and study are received by January 15, 2010, the study must be completed no later than January 15, 2012, unless a one-year extension is necessary to complete the study. It requires the State Planning Office and the Department of Agriculture, Food and Rural Resources to notify the joint standing committee of the Legislature having jurisdiction over business, research and economic development matters as soon as outside funding for the study is received and to provide the committee with an interim report on the status of the study by January 15, 2011.

This amendment also adds an appropriations and allocations section.

**Committee Amendment "B" (S-196)**