

MAINE STATE LEGISLATURE

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STATE OF MAINE
124TH LEGISLATURE
SECOND REGULAR SESSION



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

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

April 2010

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STATE OF MAINE

124TH LEGISLATURE
SECOND 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 Second 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:

<i>CARRIED OVER</i>	<i>Carried over to a subsequent session of the Legislature</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference unable to agree; bill died</i>
<i>DIED BETWEEN HOUSES</i>	<i>House & Senate disagree; bill died</i>
<i>DIED IN CONCURRENCE</i>	<i>One body accepts ONTP report; the other indefinitely postpones the bill</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>FAILED EMERGENCY ENACTMENT/FINAL PASSAGE</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED ENACTMENT/FINAL PASSAGE</i>	<i>Bill failed to get majority vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>NOT PROPERLY BEFORE THE BODY</i>	<i>Ruled out of order by the presiding officers; bill died</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed; bill died</i>
<i>ONTP (or Accepted ONTP report)</i>	<i>Ought Not To Pass report accepted; bill died</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of finally passed Resolve</i>
<i>UNSIGNED</i>	<i>Bill held by Governor</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>

The effective date for non-emergency legislation enacted in the Second Regular Session of the 124th Legislature is Monday, July 12, 2010. 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

- 6. Access to outdoor recreational activities and leisure over public and private lands, including motorized and nonmotorized activities;
- 7. Skills and knowledge of a workforce that relate to quality of place, including but not limited to those of workers in fishing, farming, forestry, research, historic preservation, the arts and culture, tourism and outdoor recreation and leisure; and
- 8. Intellectual assets, including schools and colleges, research institutes, museums and educational programs.

The law further charges the Department of Economic and Community Development and the Executive Department, State Planning Office with jointly staffing the council and requires an annual report from the council to the Governor and the joint standing committee of the Legislature having jurisdiction over business, research and economic development matters. It also provides that if an economic development district chooses to develop a regional quality of place assets inventory and regional quality of place investment strategy, then the district shall seek involvement from leading representatives of natural resources-based businesses, tourism, outdoor recreation and leisure, land conservation, arts and culture, historic preservation, downtown and community revitalization and municipal, transportation and workforce development interests within the region and any other entity that represents regional business or economic development interests, as well as consult with the council. It requires that, in addition to a regional quality of place assets inventory, a regional quality of place investment strategy must include identification of sustainable market opportunities that make best use of the region's identified quality of place assets, an investment plan that includes one or more initiatives designed to realize the identified market opportunities, priorities among the region's identified and recommended quality of place investments and initiatives, opportunities and approaches for leveraging other public and private development activities and funds to support the regional quality of place investment strategy and a plan to achieve full implementation, monitoring and measurement of the results of the strategy.

LD 1393 An Act To Provide an Exception to the Pine Tree Development Zone Requirements for Seafood Processing Businesses

ONTP

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

This bill was carried over from the First Regular Session of the 124th Legislature by Joint Order, H.P. 1053. This bill provides a new exception category for qualification for Pine Tree Development Zone benefits for a seafood processing business that makes certain written commitments. The process for qualifying for this exception and the conditions for meeting those qualifications are similar to those that presently exist for manufacturing businesses in order for them to qualify for Pine Tree Development Zone benefits under circumstances in which they would not otherwise be qualified.

LD 1499 An Act To Protect Confidential Consumer Records in Self-service Storage Facilities

PUBLIC 525

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BOWMAN	OTP-AM	S-389

Joint Standing Committee on Business, Research and Economic Development

This bill protects the confidentiality of personal information relating to clients, customers or others with whom a tenant does business kept in self-service storage facilities if the tenant defaults on rental payments by requiring that the tenant notify the facility operator when the tenant intends to store such information, prohibiting the sale at auction of such information if the facility operator knows of its existence and requiring a purchaser of the contents of a unit to return any personal information.

Committee Amendment "A" (S-389)

This amendment strikes language in the bill regarding requirements for a self-service storage rental agreement. It also adds medical information to the definition of "personal information" and makes other technical corrections to the bill.

Enacted Law Summary

Public Law 2009, chapter 525 protects the confidentiality of personal information relating to clients, customers or others with whom a tenant does business kept in self-service storage facilities if the tenant defaults on rental payments by requiring that the tenant notify the facility operator when the tenant intends to store such information, prohibiting the sale at auction of such information if the facility operator knows of its existence and requiring a purchaser of the contents of a unit to return any personal information.

LD 1505 Resolve, To Ensure Consistency in the Scheduled Expiration of Terms of the Board Members of the Finance Authority of Maine

**RESOLVE 162
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WRIGHT SCHNEIDER	OTP-AM	H-657

This resolve amends the terms of membership of 3 members of the board of directors of the Finance Authority of Maine in order to ensure that the terms of the board members remain staggered in accordance with laws governing those terms.

Committee Amendment "A" (H-657)

This amendment, like the resolve, amends the terms of membership of 3 members of the board of directors of the Finance Authority of Maine to ensure that the terms of the board members remain staggered. However, the amendment changes one of the board members, pushes back the terms affected and clarifies that members serve 4-year terms after the changed terms have expired.

Enacted Law Summary

Resolve 2009, chapter 162 amends the terms of membership of 3 members of the board of directors of the Finance Authority of Maine to ensure that the terms of the board members remain staggered. It pushes back the terms affected and clarifies that members serve 4-year terms after the changed terms have expired.

Resolve 2009, chapter 162 was finally passed as an emergency measure effective March 17, 2010.