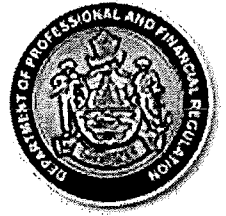




STATE OF MAINE
DEPARTMENT OF PROFESSIONAL
& FINANCIAL REGULATION
OFFICE OF PROFESSIONAL AND OCCUPATIONAL REGULATION



Janet T. Mills
Governor

Penny Vaillancourt
Director

Joan F. Cohen
Commissioner

**TESTIMONY OF
PENNY VAILLANCOURT, DIRECTOR
OFFICE OF PROFESSIONAL AND OCCUPATIONAL REGULATION
DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION
IN SUPPORT OF LD 2084**

**“AN ACT TO AMEND THE LAWS REGULATING TRANSIENT SALES OF HOME REPAIR SERVICES”
(EMERGENCY PREAMBLE)**

BEFORE THE JOINT STANDING COMMITTEE ON LABOR

PUBLIC HEARING: JANUARY 21, 2026, 10:00 AM

Senator Tipping, Representative Roeder, and Members of the Committee, I am Penny Vaillancourt, Director of the Office of Professional and Occupational Regulation (“OPOR”). OPOR has 38 individual licensing boards and programs, including the regulation of Transient Sales Program (“the Program”). Thank you for the opportunity to provide testimony on behalf of OPOR regarding LD 2084.

Regulation of transient sales of home repairs services and consumer merchandise is one of the eight licensure programs that is administered by OPOR and without a board. The sole statutory purpose of a regulatory board and program is to protect the public and it does so by identifying minimum standards for licensure, investigating allegations of unprofessional or incompetent practice and imposing discipline when deemed appropriate. The Program issues licenses to qualified applicants in two general categories, a company seeking to provide services and an individual who is employed by a transient seller company. Currently, there are 102 actively licensed companies and 2,978 actively licensed individuals.

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This is a technical bill. Title 32, Chapter 28 accurately states that “a transient seller of home repair services must be licensed by the *department*,” defined as the Department of Professional and Financial Regulation, Office of Professional and Occupational Regulation. 32 M.R.S. § 14501(2).

However, it errs in giving authority to a non-existent board in 32 M.R.S. § 14513: “The *board* may deny a license, refuse to renew a license or impose the disciplinary sanctions authorized by Title 10, section 8003, subsection 5-A...). LD 2084 seeks to amend the statute to accurately reflect that because no board administers this program, the Director of OPOR needs the authorization to deny or refuse a license or impose disciplinary sanctions. There is an emergency preamble to reflect the urgency of this technical amendment, as OPOR is currently unable to take final agency action on pending complaint cases and licensure applications.

This bill is necessary to allow OPOR to administer the program directly and continue to meet the statutory mission of the program, to protect the public by investigating allegations of unprofessional or incompetent practice and imposing discipline when deemed appropriate.

Thank you for the opportunity to share our support for this bill and I would be happy to answer any questions now or at the work session.

