

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 scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

STATE OF MAINE
116TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
LEGAL AFFAIRS

JULY 1993

Staff:
Marion Hylan Barr, Legislative Analyst

*Office of Policy and Legal Analysis
Room 101, State House Station 13
Augusta, ME 04333
(207)287-1670*

MEMBERS:

**Sen. Richard J. Carey
Sen. James R. Handy
Sen. Stephen E. Hall*

**Rep. Beverly C. Daggett
Rep. William Lemke
Rep. John M. Michael
Rep. James S. Bowers
Rep. Albert P. Gamache
Rep. Albert G. Stevens
Rep. Richard A. Bennett
Rep. Lawrence F. Nash
Rep. Julie-Marie Robichaud
Rep. Harry G. True*

**Denotes Chair*

MARTHA E. FREEMAN, DIRECTOR
WILLIAM T. GLIDDEN, JR., PRINCIPAL ANALYST
JULIE S. JONES, PRINCIPAL ANALYST
DAVID C. ELLIOTT, PRINCIPAL ANALYST
MARION HYLAN BARR
JON CLARK
LISA COPENHAVER
DEBORAH C. FRIEDMAN
MICHAEL D. HIGGINS
JILL IPPOLITI



JOHN B. KNOX
ROY W. LENARDSON
PATRICK NORTON
JANE ORBETON
MARGARET J. REINSCH
PAUL J. SAUCIER

JOHN G. KELLEY, RESEARCHER
DARLENE A. SHORES LYNCH, RESEARCHER
CARRIE C. McFADDEN, RESEARCHER

STATE OF MAINE
OFFICE OF POLICY AND LEGAL ANALYSIS
ROOM 101/107/135
STATE HOUSE STATION 13
AUGUSTA, MAINE 04333
TEL: (207) 287-1670
FAX (207) 287-1275

**ONE HUNDRED AND SIXTEENTH LEGISLATURE
FIRST REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES**

JULY 1993

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. All adopted amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of enacted Resolve</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>CARRIED OVER</i>	<i>Bill carried over to Second Session</i>
<i>ONTP</i>	<i>Ought Not to Pass report accepted</i>
<i>ENACTMENT FAILED</i>	<i>Bill failed to get majority vote</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>FAILED EMERGENCY ENACTMENT</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>DIED BETWEEN BODIES</i>	<i>House & Senate disagree; bill died</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference formed but unable to agree</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>
<i>UNSIGNED</i>	<i>Not signed by Governor within 10 days</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>

These summaries were prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond and Valarie Parlin.

If you have any suggestions or comments on these summaries, please let us know.

4693NRG

Committee Amendment "A" (H-396), part of the majority committee report, strikes the provision that it is an affirmative defense to prosecution under sales and distribution of cigarettes to minors that the defendant was the parent, foster parent, guardian or other similar person responsible for the long-term general care of the minor who furnished cigarettes or cigarette paper to the minor. The amendment also adds a fiscal note.

LD 594 **An Act to Limit Contributions Candidates May Receive from Political Action Committees** ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
HANDY	ONTP MAJ	
	OTP MIN	

SUMMARY

This bill would have established a limit on total contributions that various candidates may accept from all political action committees contributing to their campaigns. The limit would have varied with the office being sought. For a candidate for Governor, the total contributions from all political action committees would have been \$45,000; for a candidate for Senate, \$1,000; for a candidate for House of Representative, \$500 and for any other state office, \$250.

These limitations would have been adjusted each election year to reflect changes in the Consumer Price Index so that the limits would not become outdated by inflation over the years. Candidates would have been advised of new limits by the Commission on Governmental Ethics and Election Practices.

The limitations imposed by this bill would not have applied to contributions made by political parties but would have applied to contributions by political action committees made through an intermediary or expenditures made by political action committees on a candidate's behalf with that candidate's consent or cooperation.

LD 605 **An Act Concerning Termination of Tenancies at Will** PUBLIC 202

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
FAIRCLOTH CAREY BOWERS	OTP-AM	H-316

SUMMARY

This bill amends the 30-day notice provision for terminations of tenancies at will to allow service of notice by first class mail to the tenant's last known address and by leaving notice at the tenant's last and usual place of abode, when the landlord has made 3 good faith but unsuccessful efforts to serve the tenant in person. This alternative notice corresponds to that allowed under the Maine Revised Statutes, Title 14, section 6002, subsection 1 for a 7-day notice of termination.

Committee Amendment "A" (H-316) requires that tenancies at will must be terminated by either party by a minimum of 30 days' notice. The amendment also clarifies that 30 days' notice must expire on the date rent is due to be paid by the tenant.