

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 electronic originals
(may include minor formatting differences from printed original)

STATE OF MAINE
128TH LEGISLATURE
FIRST SPECIAL, SECOND REGULAR AND SECOND SPECIAL SESSIONS



Summaries of bills, adopted amendments and laws enacted or finally passed

**JOINT SELECT COMMITTEE ON MARIJUANA
LEGALIZATION IMPLEMENTATION**

October 2018

MEMBERS:

SEN. ROGER J. KATZ, CHAIR
SEN. KIMBERLEY C. ROSEN
SEN. JOYCE A. MAKER
SEN. MARK N. DION
SEN. SUSAN A. DESCHAMBAULT

REP. TERESA S. PIERCE, CHAIR
REP. KIMBERLY J. MONAGHAN
REP. AARON M. FREY
REP. CRAIG V. HICKMAN
REP. ERIK C. JORGENSEN
REP. LYDIA C. BLUME
REP. DONALD G. MAREAN
REP. BRUCE A. BICKFORD
REP. LANCE EVANS HARVELL
REP. PATRICK W. COREY
REP. MICHAEL D. PERKINS*
REP. JEFFREY P. HANLEY*
REP. KENT ACKLEY

STAFF:

JANE ORBETON, SENIOR LEGISLATIVE ANALYST
DANIELLE FOX, LEGISLATIVE ANALYST
DANIEL TARTAKOFF, LEGISLATIVE ANALYST
OFFICE OF POLICY AND LEGAL ANALYSIS
13 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1670
<http://legislature.maine.gov/opla/>

*Committee member for a portion of the session

STATE OF MAINE

128TH LEGISLATURE

FIRST SPECIAL, SECOND REGULAR AND SECOND SPECIAL SESSIONS



LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contain summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Special, Second Regular and Second Special Sessions of the 128th Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. An appendix provides a summary of relevant session statistics.

Final action on each LD is noted to the right of the LD title. The following describes the various final actions.

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; legislation died
DIED BETWEEN HOUSES..... House & Senate disagreed; legislation died
DIED IN CONCURRENCE..... defeated in each house, but on different motions; legislation died
DIED ON ADJOURNMENT..... action incomplete when session ended; legislation died
EMERGENCY..... enacted law takes effect sooner than 90 days after session adjournment
FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE..... emergency failed to receive required 2/3 vote
FAILED, ENACTMENT or FINAL PASSAGE..... failed to receive final majority vote
FAILED, MANDATE ENACTMENT..... legislation proposing local mandate failed required 2/3 vote
HELD BY GOVERNOR..... Governor has not signed; final disposition to be determined at subsequent session
LEAVE TO WITHDRAW..... sponsor's request to withdraw legislation granted
NOT PROPERLY BEFORE THE BODY..... ruled out of order by the presiding officer; legislation died
INDEF PP..... indefinitely postponed; legislation died
ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X... ought-not-to-pass report accepted; legislation died
P&S XXX..... chapter # of enacted private & special law
PUBLIC XXX..... chapter # of enacted public law
RESOLVE XXX..... chapter # of finally passed resolve
VETO SUSTAINED..... Legislature failed to override Governor's veto

The effective dates for non-emergency legislation enacted in the First Special, Second Regular or Second Special Sessions of the 128th Legislature are: Monday, February 5, 2018; Wednesday, August 1, 2018; and Thursday, December 13, 2018, respectively. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

Joint Select Committee on Marijuana Legalization Implementation

The bill, which is a concept draft pursuant to Joint Rule 208, proposes to amend the provisions of the Marijuana Legalization Act, as approved at referendum on November 2016.

LD 387 An Act To Provide for Oversight of Maine's Recreational Marijuana Laws

Leave to Withdraw Pursuant to Joint Rule

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GRATWICK G MCCREA D		

This bill was carried over from the First Regular Session to the Second Regular Session of the 128th Legislature.

The bill directs the Statewide Coordinating Council for Public Health to serve in an advisory capacity on public health matters related to retail marijuana to the Commissioner of Agriculture, Conservation and Forestry acting as chief administrative officer of the state licensing authority for the cultivation, manufacture, distribution, testing and sale of retail marijuana.

LD 433 An Act To Allow Municipalities To Apply a Local Option Sales Tax to the Sale of Marijuana

Leave to Withdraw Pursuant to Joint Rule

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RYKERSON D CHENETTE J		

This bill was carried over from the First Regular Session to the Second Regular Session of the 128th Legislature.

The bill allows a municipality that approves the location of a retail marijuana store or a retail marijuana social club to impose a local option sales tax. Revenue from the local option sales tax after deduction for the cost of state administration is distributed to the municipality.

LD 498 An Act Regarding Marijuana Licensing

Leave to Withdraw Pursuant to Joint Rule

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HARVELL L DION M		

This bill was carried over from the First Regular Session to the Second Regular Session of the 128th Legislature.

The bill requires an applicant for a marijuana license under the Maine Revised Statutes, Title 7 who is a natural person to have been a resident of the State for at least one year continuously prior to application for a license. It requires an applicant that is a business entity organized under Title 13-B or 13-C that applies for a marijuana license under Title 7 to have been organized for at least one year continuously prior to application for a license and requires an individual who submits the application for the business to have been a resident of the State for at least one year continuously prior to application for a license.