

# 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)

1  
2 Date: 2/29/8

L.D. 2081  
(Filing No. H-704)

3 **CRIMINAL JUSTICE AND PUBLIC SAFETY**

4 Reproduced and distributed under the direction of the Clerk of the House.

5 **STATE OF MAINE**  
6 **HOUSE OF REPRESENTATIVES**  
7 **123RD LEGISLATURE**  
8 **SECOND REGULAR SESSION**

9 COMMITTEE AMENDMENT "A" to H.P. 1467, L.D. 2081, Bill, "An Act To  
10 Prohibit the Retail Sale and Distribution of Novelty Lighters "

11 Amend the bill in section 1 in §2467 in subsection 1 by striking out all of paragraphs  
12 A and B (page 1, lines 23 to 25 in L.D.) and inserting the following:

13 'A. A lighter manufactured prior to January 1, 1980;

14 B. A lighter incapable of being fueled or lacking a device necessary to produce  
15 combustion or a flame; or

16 C. Any mechanical or electrical device primarily used to ignite fuel for fireplaces or  
17 for charcoal or gas grills.'

18 Amend the bill in section 1 in §2467 by striking out all of subsection 2 (page 1, lines  
19 26 to 28 in L.D.) and inserting the following:

20 '2. Prohibition; penalty. A person may not sell at retail, offer for retail sale or  
21 distribute for retail sale or promotion in this State a novelty lighter. A person who  
22 violates this subsection commits a civil violation for which a fine of not more than \$500  
23 may be imposed.'

24 **SUMMARY**

25 This amendment clarifies that a novelty lighter does not include a lighter incapable of  
26 being fueled. The bill stated that a lighter lacking fuel was not a novelty lighter, which  
27 allowed for the possibility that such a lighter and a device to light it could be sold

**R.O.S.**

COMMITTEE AMENDMENT "A" to H.P. 1467, L.D. 2081

1 separately. The amendment also clarifies that a novelty lighter does not include a device  
2 that is primarily used to light a fireplace or grill. The amendment adds language to the  
3 prohibition on retail sale to include a prohibition on stocking the product on retail shelves  
4 and a prohibition on offering a novelty lighter as a promotion with another retail product.

5  
6

**FISCAL NOTE REQUIRED**  
(See attached)

**COMMITTEE AMENDMENT**



Approved: 02/25/08 *MAC*

# 123rd MAINE LEGISLATURE

LD 2081

LR 2972(02)

**An Act To Prohibit the Retail Sale and Distribution of Novelty Lighters**

**Fiscal Note for Bill as Amended by Committee Amendment "A"**  
**Committee: Criminal Justice and Public Safety**

**Fiscal Note Required: Yes**

---

## Fiscal Note

Minor cost increase - General Fund  
Minor revenue increase - General Fund

### Correctional and Judicial Impact Statements

Establishes new civil violations. The collection of additional fines may also increase General Fund revenue by minor amounts.