

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINETEENTH LEGISLATURE

FIRST REGULAR SESSION
December 2, 1998 to June 19, 1999

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 18, 1999

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
1999

amounts allocated to the program in fiscal year 1998-99 prior to any deduction for overhead costs of the Maine Science and Technology Foundation.

Sec. 3. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

	1999-00	2000-01
CENTERS FOR INNOVATION		
Centers for Innovation		
All Other	\$308,000	\$308,000
Appropriates funds to establish the Centers for Innovation program as a separate appropriation. These funds are transferred from the Maine Science and Technology Foundation.		
CENTERS FOR INNOVATION TOTAL		
	\$308,000	\$308,000
MAINE SCIENCE AND TECHNOLOGY FOUNDATION		
Maine Science and Technology Foundation		
All Other	(\$308,000)	(\$308,000)
Deappropriates funds no longer required as a result of establishing the Centers for Innovation program as a separate appropriation.		
MAINE SCIENCE AND TECHNOLOGY FOUNDATION TOTAL		
	(\$308,000)	(\$308,000)
TOTAL APPROPRIATION	\$0	\$0

See title page for effective date.

CHAPTER 421

S.P. 577 - L.D. 1657

An Act to Clarify the Laws Relating to Off-track Betting Facilities

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 8 MRSA §275-D, sub-§1, as amended by PL 1997, c. 528, §17, is further amended to read:

1. Off-track betting on simulcast racing. A person may conduct pari-mutuel wagering at an off-track betting facility that is licensed under this section, if the person is licensed to operate a hotel, as defined in Title 28-A, section 2, subsection 15, paragraph H, with public dining facilities, a Class A restaurant, as defined in Title 28-A, section 2, subsection 15, paragraph R, or a Class A restaurant/lounge, as defined in Title 28-A, section 2, subsection 15, paragraph R-1 if the hotel, restaurant or restaurant/lounge is licensed as an off track betting facility under this section, or an off-track betting facility as defined in Title 28-A, section 2, subsection 15, paragraph R-2.

Sec. 2. 8 MRSA §275-O, sub-§1, as amended by PL 1997, c. 542, §1, is further amended to read:

1. Eligible licensees. This section grants reduced payments to licensees of off-track betting facilities that were licensed and open for business before April 1, ~~1997~~ 2000 and that have a market area, as described in section 275-D, subsection 4, with a population of less than 50,000.

Sec. 3. 28-A MRSA §2, sub-§15, ¶¶R-2 and R-3 are enacted to read:

R-2. "Off-track betting facility" means a facility that meets the requirements of a Class A restaurant or Class A restaurant/lounge and also contains a room or rooms that persons under 18 years of age are not permitted to enter.

R-3. "Off-track betting lounge" means a separate room or rooms, located in an off-track betting facility, that persons under 18 years of age are not permitted to enter.

Sec. 4. 28-A MRSA §1011-A, sub-§3, ¶A, as enacted by PL 1993, c. 410, Pt. ZZ, §17, is amended to read:

A. Class A restaurant/lounge; and

Sec. 5. 28-A MRSA §1011-A, sub-§3, ¶B is enacted to read:

B. Off-track betting facilities.

Sec. 6. 28-A MRSA §1051, sub-§2, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

2. Local approval of application for license. ~~The~~ Except for licenses issued pursuant to section 1063-A, the initial application for the license must first be approved under section 653 by the municipal officers of the municipality in which the applicant's premises are located or, if the premises are located in an unincorporated place, the application must be

approved by the county commissioners of the county within which the unincorporated place is located.

Sec. 7. 28-A MRSA §1063-A is enacted to read:

§1063-A. Off-track betting facility

1. Issuance of licenses. The bureau may issue licenses under this section for the sale of spirits, wine and malt liquor to be consumed on the premises to off-track betting facilities, as defined in section 2, subsection 15, paragraph R-2.

2. Minors prohibited in lounge premises. A licensee may not permit any minor in an off-track betting lounge. For purposes of this subsection, and notwithstanding section 2, subsection 20, "minor" means a person who has not reached 18 years of age.

See title page for effective date.

CHAPTER 422

H.P. 1129 - L.D. 1588

**An Act to Increase the Penalties for
Persons in Possession of
Methamphetamine in Conformity
with the Penalties for Similarly
Dangerous Drugs**

**Be it enacted by the People of the State of
Maine as follows:**

Sec. 1. 17-A MRSA §1103, sub-§3, ¶C, as enacted by PL 1989, c. 924, §8, is amended to read:

C. Four grams or more of heroin; ~~or~~

Sec. 2. 17-A MRSA §1103, sub-§3, ¶D, as amended by PL 1991, c. 548, Pt. A, §10, is further amended to read:

D. Lysergic acid diethylamide in any of the following quantities, states or concentrations:

- (1) Any compound, mixture, substance or solution in a liquid state that contains a detectable quantity of lysergic acid diethylamide;
- (2) Fifty or more squares, stamps, tablets or units of any compound, mixture or substance containing a detectable quantity of lysergic acid diethylamide; or
- (3) Any quantity of any compound, mixture or substance that, in the aggregate, contains 2,500 micrograms or more of lysergic acid diethylamide; or

Sec. 3. 17-A MRSA §1103, sub-§3, ¶E is enacted to read:

E. Fourteen grams or more of methamphetamine.

Sec. 4. 17-A MRSA §1105, sub-§1, ¶E, as amended by PL 1995, c. 65, Pt. A, §58 and affected by §153 and Pt. C, §15, is further amended to read:

E. A person violates section 1103, and, at the time of the offense, the person is on a school bus or on or within 1,000 feet of the real property comprising a private or public elementary or secondary school. For purposes of this paragraph, "school bus" has the same meaning as set forth in Title 29-A, section 2301, subsection 5; ~~or~~

Sec. 5. 17-A MRSA §1105, sub-§1, ¶F, as enacted by PL 1989, c. 924, §11, is amended to read:

F. A person violates section 1103, and, at the time of the offense, the person enlists or solicits the aid of or conspires with a child who is, in fact, under 18 years of age, to traffick in or furnish any scheduled drug; or

Sec. 6. 17-A MRSA §1105, sub-§1, ¶G is enacted to read:

G. A person violates section 1103 or 1106, and, at the time of the offense, the person trafficks in or furnishes methamphetamine in a quantity of 100 grams or more.

Sec. 7. 17-A MRSA §1106, sub-§3, ¶C, as enacted by PL 1989, c. 924, §12, is amended to read:

C. Two grams or more of heroin; ~~or~~

Sec. 8. 17-A MRSA §1106, sub-§3, ¶D, as amended by PL 1991, c. 548, Pt. A, §11, is further amended to read:

D. Lysergic acid diethylamide in any of the following quantities or concentrations:

- (1) Not less than 25 squares, stamps, tablets or units of any compound, mixture or substance containing a detectable quantity of lysergic acid diethylamide; or
- (2) Any quantity of any compound, mixture or substance that, in the aggregate, contains not less than 1,250 micrograms of lysergic acid diethylamide; or

Sec. 9. 17-A MRSA §1106, sub-§3, ¶E is enacted to read:

E. Seven grams or more of methamphetamine.