

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-SECOND LEGISLATURE

SECOND SPECIAL SESSION
July 29, 2005

SECOND REGULAR SESSION
January 4, 2006 to May 24, 2006

THE GENERAL EFFECTIVE DATE FOR
SECOND SPECIAL SESSION
NON-EMERGENCY LAWS IS
OCTOBER 28, 2005

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 23, 2006

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

Penmor Lithographers
Lewiston, Maine
2006

Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

Effective May 2, 2006.

CHAPTER 206

H.P. 415 - L.D. 560

Resolve, Directing the Department of Public Safety To Study the Issues of Alcohol Regulation and To Review the Impact of Out-of-state Sales and Direct Distribution to Maine Consumers

Sec. 1. Liquor Licensing and Tax Division to study the issues of alcohol regulation.

Resolved: That the Liquor Licensing and Tax Division within the Department of Public Safety shall examine all issues of alcohol regulation, including, but not limited to, the issues of out-of-state sales and direct distribution to consumers in the State and the issues of current law that bypass the national 3-tier alcohol distribution system and the impact on the State. The Liquor Licensing and Tax Division shall meet with the interested stakeholders, which must include, but may not be limited to, retailers; local law enforcement; alcohol distributors; manufacturers, both in-state and out-of-state; substance abuse and treatment professionals; and other interested parties to review the alcohol laws and policies of the State and determine whether the laws and policies satisfy the intended public policy goals of preventing youth access to alcohol; proper oversight and collection of taxes and state revenues; and adequate licensing and enforcement. In addition, the review must consider the pending lawsuit, Cherry Hill Vineyard vs. State of Maine, and the issues identified in this matter; and be it further

Sec. 2. Reporting date established. Resolved: That the Liquor Licensing and Tax Division within the Department of Public Safety shall report the findings under section 1, including proposals for legislation, to the joint standing committee of the Legislature having jurisdiction over alcoholic beverage matters by January 30, 2007.

See title page for effective date.

CHAPTER 207

S.P. 694 - L.D. 1777

Resolve, To Establish a Blue Ribbon Commission on Solid Waste Management

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this resolve establishes the Blue Ribbon Commission on Solid Waste Management; and

Whereas, the study must be initiated before the 90-day period expires in order that the study may be completed and a report submitted in time for submission to the next legislative session; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Commission established. Resolved: That the Blue Ribbon Commission on Solid Waste Management, referred to in this resolve as "the commission," is established to study the management of solid waste in this State; and be it further

Sec. 2. Membership. Resolved: That the commission consists of 9 members having a broad range of expertise in the area of solid waste management policy appointed as follows:

1. Three members appointed by the President of the Senate, including at least one member of the Senate with knowledge of solid waste management matters and at least one public member with expertise in solid waste management matters;

2. Four members appointed by the Speaker of the House, including at least one member of the House with knowledge of solid waste management matters and at least one public member with expertise in solid waste management matters;

3. The Commissioner of Environmental Protection or the commissioner's designee; and

4. The Director of the State Planning Office within the Executive Department or the director's designee; and be it further

Sec. 3. Appointments; chair. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The