

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE

FIRST SPECIAL SESSION
August 29, 2013

SECOND REGULAR SESSION
January 8, 2014 to May 2, 2014

THE EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
EMERGENCY LAW IS
SEPTEMBER 6, 2013

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 1, 2014

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

Augusta, Maine
2014

F. A minor is prohibited from attending the taste-testing event unless accompanied by a parent or guardian or unless the alcohol served at the taste-testing event is confined to a segregated area from which minors are prohibited.

G. Malt liquor, wine or spirits for taste testing may not be poured in advance and made available for patrons of the taste-testing event to serve themselves.

H. A person who is visibly intoxicated may not be served.

I. A licensee under this section who is a manufacturer licensed under section 1355-A, is a wholesaler licensed under section 1401 or is a certificate of approval holder may provide for taste testing any malt liquor or wine that the licensee, wholesaler or manufacturer manufactures or distributes that is registered and authorized for distribution and sale under this Title or spirits the licensee or manufacturer manufactures listed for sale by the bureau. Excise taxes for malt liquor and wine under section 1652 must be paid before the scheduled date of the taste-testing event.

J. A sponsored manufacturer may, for the purpose of promoting malt liquor or wine for distribution and sale in the State, provide for taste testing any malt liquor or wine that the sponsored manufacturer manufactures outside the State that has been registered with the United States Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau. All containers of malt liquor or wine served in accordance with this paragraph, including empty containers, must be removed from the State following the taste-testing event. All malt liquor and wine provided for the taste-testing event under this paragraph is subject to excise taxes under section 1652 and premiums, when applicable, under section 1703.

K. Each manufacturer, sponsored manufacturer, wholesaler or certificate of approval holder licensed to take part in the taste-testing event shall make available to the bureau or local law enforcement agency upon request a list of the persons designated by the respective licensee to serve malt liquor, wine or spirits for taste testing at the event. The list must be accompanied by an affidavit attesting that no person designated to serve alcohol for taste testing has been found to have violated any state or federal law prohibiting the sale or furnishing of alcohol to a minor.

L. Each manufacturer, sponsored manufacturer, wholesaler or certificate of approval holder shall provide to any person designated to serve malt liquor, wine or spirits for taste testing a badge or similar means of identification that clearly identifies the name of the manufacturer, sponsored

manufacturer, wholesaler or certificate of approval holder. The badge or similar means of identification must be worn in a manner so that it is conspicuous and clearly visible to a person being served.

8. Information to be provided by the bureau.

The bureau shall develop an informational pamphlet or similar document that is posted on the bureau's publicly accessible website describing the conditions that apply to the conduct of a taste-testing event, including generally applicable laws and rules that are not described in this section. The bureau shall consider commonly cited violations from similar events that have been conducted in the State when developing the informational pamphlet or similar document.

Sec. 5. 28-A MRSA §1361, sub-§2, as amended by PL 2007, c. 539, Pt. QQQ, §1, is further amended to read:

2. Fee for certificate of approval. The fee for a certificate of approval is \$1,000 per year for malt liquor only and \$1,000 for wine only, except that the fee for a manufacturer or foreign wholesaler of wine or malt liquor who ships 120 gallons of wine or malt liquor or less per year is \$100. Payment of the fee must accompany the application for the certificate.

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

Effective April 8, 2014.

CHAPTER 532 H.P. 1241 - L.D. 1733

An Act Regarding the Registration of Motor Vehicles of Deployed Members of the National Guard or Reserves of the United States Armed Forces

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

Sec. 1. 36 MRSA §1483, sub-§16, as enacted by PL 2007, c. 404, §3 and affected by §4, is amended to read:

16. Active military stationed in Maine. Vehicles owned, including those jointly owned with a spouse, by a person on active duty serving in the Armed Forces of the United States who is permanently stationed at a military or naval post, station or base in the State. Joint ownership of the vehicle must be indicated in the vehicle's title documentation. A member of the Armed Forces of the United States stationed in the State, or that member's spouse, who desires to reg-

ister that member's vehicle in this State pursuant to this subsection shall present certification from the commander of the member's post, station or base, or from the commander's designated agent, that the member is permanently stationed at that post, station or base. For purposes of this subsection, "a person on active duty serving in the Armed Forces of the United States" does not include a member of the National Guard or the Reserves of the United States Armed Forces.

See title page for effective date.

CHAPTER 533

H.P. 1293 - L.D. 1801

An Act To Eliminate Inactive Boards and Commissions

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

Sec. 1. 4 MRSA §191, as amended by PL 2011, c. 204, §1, is repealed.

Sec. 2. 4 MRSA §192, as enacted by PL 1981, c. 510, §1, is amended to read:

§192. Personnel

The State Court Administrator shall employ, ~~subject to the approval of the State Court Library Committee,~~ and shall supervise a professionally trained person, who ~~shall be~~ is designated the State Court Library Supervisor. The supervisor ~~shall have~~ has general supervision of the professional functions of all county law libraries; and shall visit all libraries whenever necessary, meet with county law library committees, coordinate activities with the court administrator's offices, advise staff members of the clerks of courts and carry out any additional duties assigned by the State Court ~~Library Committee~~ Administrator.

The law libraries in locations without employees ~~shall be~~ are maintained by the offices of the clerks of courts and the duties of each clerk's office ~~shall be~~ are specified by the State Court Administrator; ~~subject to the approval of the State Court Library Committee.~~

Sec. 3. 4 MRSA §193, as amended by PL 2011, c. 204, §2, is further amended to read:

§193. System of law libraries

There must be a system of law libraries accessible to all citizens within the State; ~~under the supervision of the State Court Library Committee.~~

These libraries must be located in:

- Androscoggin County, Auburn;
- Aroostook County, Caribou;

- Aroostook County, Houlton;
- Cumberland County, Portland;
- Franklin County, Farmington;
- Hancock County, Ellsworth;
- Kennebec County, Augusta;
- Knox County, Rockland;
- Lincoln County, Wiscasset;
- Oxford County, South Paris;
- Penobscot County, Bangor;
- Piscataquis County, Dover-Foxcroft;
- Sagadahoc County, Bath;
- Somerset County, Skowhegan;
- Waldo County, Belfast;
- Washington County, Machias; and
- York County, Alfred.

All funds appropriated by the Legislature for the use and benefit of the law libraries must be paid to the Administrative Office of the Courts and must be disbursed by that office ~~under the direction of the State Court Library Committee.~~

The libraries located at Bangor and Portland are to serve as regional court law library centers. The State Court ~~Library Committee~~ Administrator or the State Court Administrator's designee shall allocate specific funds, in addition to the resources received by the other law libraries, to the regional court law library centers in Bangor and Portland to purchase legal resources, library equipment and supplies and necessary personnel. Both regional court libraries must receive the same funds.

All other law libraries must have access to the regional court law library centers for the resources not available locally.

Sec. 4. 4 MRSA §194, as enacted by PL 1981, c. 510, §1, is repealed.

Sec. 5. 4 MRSA §196, as amended by PL 2001, c. 250, §4, is further amended to read:

§196. Duties, county committee

The County Law Library Committee shall, ~~in conjunction with the State Court Library Committee,~~ establish local operating policies, such as, but not limited to, hours, circulation policies and photocopy privileges. Each county committee shall exercise supervision over the expenditures of private and nonstate funds, including endowments, and may use those funds to upgrade its county law library. Each county committee shall determine space requirements; ~~with the advice and assistance of the State Court Library Committee.~~