

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE

SECOND REGULAR SESSION
January 6, 2016 to April 29, 2016

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 29, 2016

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

Augusta, Maine
2016

Sec. 10. 5 MRSA §18253, sub-§1, ¶D, as amended by PL 1995, c. 363, §1 and PL 2007, c. 58, §3, is further amended to read:

D. For the purposes of this subsection, an employee of the Maine Public Employees Retirement System who is a member on January 1, 1994 is considered to be reemployed with a new employer. If an employee returns to state service during the period that begins on July 1, 1995 and ends 180 days after the date upon which the initial collective bargaining agreement between the Maine Public Employees Retirement System and the collective bargaining agent that represents the employees of the system becomes effective, all funds transferred to the account of the Maine Public Employees Retirement System as the new employer on behalf of the employee from the State's account must be returned to the State's account. For the purpose of service, breaks in service and benefit accruals, the employee must be treated as if the employee had remained in state service throughout the period in question. For purposes of this paragraph, "becomes effective" means that the collective bargaining agreement has been signed and ratified by both parties ~~and approved by the Legislature as provided by section 17103, subsection 14.~~

Sec. 11. 5 MRSA §18806, sub-§1, as amended by PL 2007, c. 491, §253, is further amended to read:

1. Districts with employees covered by the Social Security Act. A participating local district with employees covered by the United States Social Security Act may provide service retirement benefits for employees not covered by a special plan that equal 1% of the member's average final compensation multiplied by the number of years of membership service. ~~Members~~ The board shall establish by rule the rate at which members covered by this benefit shall contribute to the Participating Local District Retirement Program at the rate of 3% of earnable compensation.

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

Effective March 6, 2016.

CHAPTER 386 S.P. 562 - L.D. 1461

An Act To Allow All Manufacturers Licensed by the Bureau of Alcoholic Beverages and Lottery Operations To Provide Samples of Products to Retail Licensees

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

Sec. 1. 28-A MRSA §1402-A, first ¶, as amended by PL 2011, c. 629, §25, is further amended to read:

A person licensed as a ~~small brewery, small winery~~ manufacturer of malt liquor or wine under section 1355-A or licensed as a wholesaler may give a retail licensee samples of products under the following conditions:

See title page for effective date.

CHAPTER 387 S.P. 564 - L.D. 1466

An Act Regarding Sales Representatives Employed by Licensed Wholesalers

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

Sec. 1. 28-A MRSA §1401, sub-§7, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

7. Warehouses and sales representatives. A wholesale licensee shall maintain a warehouse or warehouses within the State and employ one or more sales representatives, licensed under chapter 59, for the purpose of soliciting orders. For the purposes of this subsection, "sales representative" means an employee of a wholesale licensee whose primary duty is soliciting orders from or making sales to retail licensees.

Sec. 2. 28-A MRSA §1502, first ¶, as amended by PL 1997, c. 373, §135, is further amended to read:

~~The sales~~ Sales representatives, including those described in section 1401, subsection 7, shall apply to the bureau for a license disclosing the person, firm or corporation represented.

See title page for effective date.