

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE

SECOND SPECIAL SESSION
June 19, 2018 to September 13, 2018

THE GENERAL EFFECTIVE DATE FOR
SECOND SPECIAL SESSION
NON-EMERGENCY LAWS IS
DECEMBER 13, 2018

ONE HUNDRED AND TWENTY-NINTH LEGISLATURE

FIRST REGULAR SESSION
December 5, 2018 to June 20, 2019

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 19, 2019

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

Augusta, Maine
2019

and 1205, the retail licensee may offer spirits and wine for tasting at the same time as malt liquor.

I. ~~Taste testing~~ A taste-testing event is not allowed in any municipality where on-premises and off-premises sales are not allowed pursuant to chapter 5.

J. ~~The retail licensee must notify the bureau of the date and time scheduled for all taste-testing events. This notification must list the name of any sales representative licensed under section 1502 who will be pouring samples for taste testing.~~

K. The retail licensee must purchase all malt liquor served at a ~~taste testing~~ taste-testing event from a wholesale licensee.

L. Prior to a taste-testing event, the retail licensee shall post prominently at the entrance to the store a sign that announces the date and time of the event.

M. An ~~off-premise~~ off-premises retail licensee, with prior approval from the bureau, may conduct an invitation-only taste-testing event at the ~~off-premise~~ off-premises retail licensee's premises in place of or to coincide with a taste-testing event that is open to the public. A taste-testing event that is exclusively invitation only is not subject to the posting requirement in paragraph L.

2-A. Written permission from the bureau. An ~~off-premises~~ retail licensee must obtain the written permission of the bureau before conducting a taste-testing event using the following procedure.

A. The retail licensee shall request authority to conduct a taste-testing event using forms prescribed by the bureau.

B. The retail licensee may submit a separate form for each taste-testing event or a single form listing some or all of the taste-testing events the retail licensee requests authority to conduct in a calendar month under this section, section 460 and section 1205.

C. The request must indicate the date and time for each taste-testing event and the liquor product or products that will be offered at each event.

D. The request must indicate whether a sales representative licensed under section 1502 will be pouring or providing samples, or both, for each taste-testing event and include verification that the sales representative has successfully completed an alcohol server education course approved by the bureau.

3. Rules. The bureau may adopt rules to implement this section. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

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

Effective May 8, 2019.

CHAPTER 80

H.P. 829 - L.D. 1140

An Act To Improve the Investigation and Prosecution of Sexual Assault Cases

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

Sec. 1. 25 MRSA c. 411 is enacted to read:

CHAPTER 411

SUBMISSION OF SEXUAL ASSAULT CASES FOR REVIEW FOR PROSECUTION

§3851. Submission of sexual assault cases for review for prosecution

A law enforcement agency in possession of a complaint for an alleged sexual assault under Title 17-A, chapter 11 shall within 60 days of receiving the complaint inform the appropriate prosecutor of any evidence and submit the complaint for review and a decision by the prosecutor regarding further investigation and commencement of prosecution. Failure of a law enforcement agency to inform the appropriate prosecutor of any evidence and submit a complaint to the appropriate prosecutor within 60 days as required by this section does not affect the validity of a later submission and prosecution.

See title page for effective date.

CHAPTER 81

H.P. 425 - L.D. 581

An Act To Direct Electric Utilities To Provide Comparative Usage Data on Customer Billing Statements

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

Sec. 1. 35-A MRSA §3106 is enacted to read:

§3106. Comparative usage data on billing statements

1. Definitions. For the purposes of this section, the following terms have the following meanings.

A. "Comparative usage data" means data regarding a customer's energy usage for the previous 24