

MAINE STATE LEGISLATURE

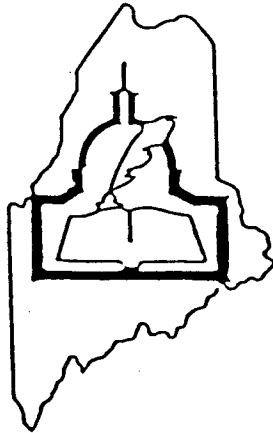
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STATE OF MAINE
ONE HUNDRED AND TWELFTH LEGISLATURE
SECOND REGULAR SESSION

JOINT STANDING COMMITTEE ON
LEGAL AFFAIRS
BILL SUMMARY



MAY 1986

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ONE HUNDRED AND TWELFTH LEGISLATURE
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JOINT STANDING COMMITTEE
BILL SUMMARIES
MAY 1986

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature, covering the Second Regular Session of the 112th Legislature. The summaries are arranged by LD number under each committee.

All Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor if it is a floor amendment or the designation "CA" if it is a committee amendment. If the amendment was adopted in the House, the letter H appears after the sponsor. If it was adopted in the Senate, the letter S appears.

Final action for each bill is listed to the right of the title. If final House action and Senate action differ, both are listed.

Key to Committee Reports and Floor Action:

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-AM	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

SUMMARY: Current law requires compliance with the Interstate Compact on the Placement of Children when an adoption crosses state lines. This bill crossreferences the compact in the adoption laws to bring the requirements to people's attention. The bill also requires that newspaper or other media advertisements for adoption must state that compliance with the compact is required for any interstate adoption. The bill adds a civil forfeiture of \$100 to \$5,000.

The new draft just reworded and rearranged the original bill.

LD 2276 AN ACT CONCERNING ACCESS TO VITAL RECORDS IN PL 1985
CASES OF ADOPTION c. 673

Sponsor: GILL, McPherson, Clark, Nicholson
Committee Report: New Draft of LD 2087

SUMMARY: Currently, the State Registrar cannot give out information that a party being sought by a biological parent, an adoptive parent or an adopted person has died. This bill allows the State Registrar to do so.

The new draft clarified that the State Registrar can supply only the fact that the person died in Maine, and none of the circumstances of that death.

LD 2281 AN ACT TO PROVIDE FOR THE WAIVER OF THE 10-MILE PL 1985
RADIUS RESTRICTION AND TO ALLOW THE STATE c. 697
LIQUOR COMMISSION TO ESTABLISH ONE ADDITIONAL
LIQUOR STORE

Sponsor: ROLDE
Committee Report: New Draft of LD 17

H-621 PERRY H S
H-623 REEVES

SUMMARY: This bill was recommitted to Committee after the Governor failed to sign it last session. See Bill Summaries for First Regular Session, LD 1615.

The new draft (LD 2281) allows the State Liquor Commission to locate a new agency liquor store within 10 miles of an existing state or agency liquor store after presenting its proposal to the Legal Affairs Committee. The Committee can advise the Commission, but cannot bind it. There is a 1-year sunset on this part of the bill.

The new draft also allows the Commission to establish a second discount liquor store. This one must be located near Exit 1 of the Turnpike.

House Amendment "A" (H-621) removed the 10-mile waiver and amended the title to refer to only the new discount liquor store.

House Amendment "B" (H-623) waived the 10-mile requirement when the Commission cannot make a reasonable return on the state store within the 10 miles because of increase in rent. (Not enacted)

LD

2301 AN ACT TO PROVIDE A LIQUOR LICENSE FOR
AUDITORIUMS

PL 1985
c. 690

Sponsor: DIAMOND, J., Michael, Lebowitz, Baldacci
Committee Report: OTP-AM

H-686 CA H S

SUMMARY: Current law allows civic auditoriums and non-profit performing arts centers to hold liquor licenses, but not similar private, for-profit facilities. This bill makes auditoriums eligible to sell beer and wine for consumption on the premises. It includes a 2-year sunset.

Committee Amendment "A" expands the license to include the sale of spirituous liquor, and prohibits sale and consumption in the seating areas.

LD AN ACT RELATING TO LIQUOR EXCISE TAXES AND
2323 FREIGHT RATES AND MAKING OTHER CHANGES IN THE
LIQUOR LAWS

HELD BY
GOVERNOR

Sponsor: REEVES, Trafton, Masterman, Rioux
Committee Report: New Draft of LD 1905

S-461 TRAFTON H S
S-462 BALDACCI

SUMMARY: The original purpose of this bill was to revise the liquor mark-up procedure to remove the unconstitutional factors. By doing so, the bill would have eliminated the overall special preference the Maine producer is given by the Commission; special treatment is retained through the "market participant doctrine." Other corrections in title 28 are included in the new draft.