

MAINE STATE LEGISLATURE

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STATE OF MAINE
ONE HUNDRED AND THIRTEENTH LEGISLATURE
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON
LEGAL AFFAIRS
BILL SUMMARY



JUNE 1987

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ONE HUNDRED AND THIRTEENTH LEGISLATURE
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JOINT STANDING COMMITTEE
BILL SUMMARIES
JUNE 1987

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. The summaries are arranged by LD number under each committee.

All Adopted 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 "COMMITTEE" if it is a committee amendment.

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

Please let us know if you would prefer a different format or additional information and if the summaries are helpful.

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-A	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

LD AN ACT RELATING TO BUILDING INSPECTIONS
87

PL 1987
c. 35

Sponsor: PERRY, Jalbert, Dillenback
Committee Report: OTP-A
Amendments Adopted:
H-27 COMMITTEE

building inspectors to examine all the heating equipment in all the buildings within the inspectors' jurisdictions because it is an unreasonable burden on the inspectors. The bill also adjusts the fine structure for refusing entry to a building inspector.

Committee Amendment "A" (H-27) ensures that the building inspectors retain their authority to conduct the safety inspections at all reasonable hours the inspector deems necessary or advisable.

LD AN ACT RELATING TO FENCING OF SWIMMING POOLS
89

PL 1987
c. 22

Sponsor: LEBOWITZ
Committee Report: OTP

SUMMARY: This bill amends the definition of swimming pool so that even pools which do not contain water are still subject to the fencing requirement.

LD AN ACT TO MAKE LIQUOR RETAIL PRICES UNIFORM
103 THROUGHOUT THE STATE

ND LD 1644

Sponsor: JOSEPH, McHenry, Rolde, Twitchell
Committee Report: OTP-ND LD 1644

SUMMARY: See New Draft, LD 1644.

LD RESOLVE, TO SIMPLIFY THE WORDING ON THE BALLOT
119 OF THE PROPOSED INITIATIVE REGARDING THE
GENERATION OF ELECTRIC POWER AND HIGH-LEVEL
RADIOACTIVE WASTE

LVWD

Sponsor: VOSE, Paradis, E., Clark, N. Perkins
Committee Report: LVWD

SUMMARY: This Resolve would reword the referendum question concerning closing nuclear power plants like Maine Yankee if they produce high-level radioactive waste. The Committee postponed consideration of the bill until after the Justices of the Supreme Judicial Court issued an

opinion on the Senate's request for a ruling on the constitutionality of rewording the question which was initiated by citizen petition. The Justices refused to consider the question because a "solemn occasion" did not exist. See also LD 289, LD 324 and LD 347.

LD AN ACT PERTAINING TO SIGNING OF NOMINATION ONTP
121 PETITIONS

Sponsor: SMITH, Handy
Committee Report: ONTP (Majority)
OTP (Minority)

SUMMARY: This bill would allow only unenrolled voters to sign the nomination petitions of non-party candidates. Currently, petitions for non-party candidates can be signed by any registered voter in that district, while only party members can sign petitions for party candidates. This bill's constitutionality was questioned under the recent U. S. Supreme Court case, Tashjian v. Republican Party of Connecticut.

LD AN ACT CONCERNING NOTICE OF EVICTIONS FOR CAUSE PL 1987
126 IN MOBILE HOME PARKS c. 66

Sponsor: BALDACCI
Committee Report: OTP-A
Amendments Adopted:
S-15 COMMITTEE

SUMMARY: This bill provides a means for a mobile home park owner to serve notice of eviction for cause in cases where tenants actively avoid accepting service of notice in person or through the mail. Currently, a mobile home park owner can serve notice only by registered or certified mail. Under this bill, if a landlord has made 3 good faith efforts to serve the tenant and has failed, the landlord may mail notice to the tenant's last known address and leave a notice at the tenant's space in the park.

Committee Amendment "A" (S-15) clarifies that the 3 good faith efforts to serve the tenant must be made on 3 separate days and must be witnessed.

LD AN ACT RELATING TO CATERING SERVICES UNDER ND LD 1702
131 THE LIQUOR LAW

Sponsor: ERWIN, E., Jacques
Committee Report: OTP-ND LD 1702

SUMMARY: See New Draft, LD 1702.