

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 QUALIFICATIONS FOR A HOTEL
787 LIQUOR LICENSE

ND LD 1645

Sponsor: BALDACCI
Committee Report: OTP-ND LD 1645

SUMMARY: See New Draft, LD 1645.

LD AN ACT TO AMEND THE LAW REGARDING TRAINING FOR
790 LAW ENFORCEMENT OFFICERS

CARRY-OVER

Sponsor: KANY, Tupper, Ketover, Paul
Committee Report: Carry-over

SUMMARY: This bill would require that law enforcement officers, before they may carry a gun or have arrest powers, must complete the basic training course at the Maine Criminal Justice Academy. Current law requires that they complete the training within 6 months of starting work.

The Legal Affairs Committee received permission to carry-over this bill and LD 1452 to undertake one comprehensive study on law enforcement training and the Maine Criminal Justice Academy.

LD AN ACT RELATING TO OLD CEMETERIES
796

LVWD

Sponsor: ROLDE
Committee Report: LVWD

SUMMARY: This bill would require municipalities to provide care and maintenance of public cemeteries and burial grounds. Any municipality violating the provisions would be fined up to \$250 for each violation. The bill also would make violating any tomb or grave a Class D crime, and damaging or removing any grave marker or monument a Class E crime. See LD 1719.

LD AN ACT TO PROHIBIT OPEN ALCOHOLIC BEVERAGE
801 CONTAINERS IN MOTOR VEHICLES

PL 1987
c. 525

Sponsor: HEPBURN, Tuttle, Estes, Lapointe
Committee Report: OTP-A
Amendments Adopted:
H-314 COMMITTEE

SUMMARY: The bill would amend the public drinking law to include as a Class E crime operating a motor vehicle while drinking liquor.

Committee Amendment "A" (H-314) replaces the bill, and makes operating a motor vehicle on a public way while drinking liquor a civil violation.

LD AN ACT AMENDING THE LAWS RELATING TO PRIVATE ND LD 1555
817 SECURITY GUARDS

Sponsor: KANY, Joseph, Erwin, E., Tracy
Committee Report: OTP-ND LD 1555

SUMMARY: See New Draft, LD 1555.

LD AN ACT CONCERNING THE EXAMINATION OF LAW LVWD
826 ENFORCEMENT OFFICIALS

Sponsor: BOUTILIER, Hussey, Joseph
Committee Report: LVWD

SUMMARY: This bill would require the board of trustees of the Maine Criminal Justice Academy to develop and administer examinations based on Maine law to any person trained at the academy.

LD AN ACT TO CHANGE THE DATE FOR STATEWIDE ONTP
829 PRIMARY ELECTIONS

Sponsor: ARMSTRONG, Whitcomb
Committee Report: ONTP

SUMMARY: This bill would change the statewide primary from the 2nd Tuesday of June to the 2nd Tuesday of September. This would move the filing dates from April 1st to June 1st.

LD AN ACT TO LIMIT THE PENALTY A LANDLORD CAN PL 1987
849 CHARGE A TENANT FOR LATE PAYMENT OF RENT c. 215

Sponsor: MELENDY, Ketover, Bickford, Andrews
Committee Report: OTP-A
Amendments Adopted:
H-149 COMMITTEE

SUMMARY: Current law does not address penalties for late payment of rent. This bill allows a landlord to charge a tenant up to the greater of 18% of the amount due for one month or \$10 if the tenant does not pay the rent within 15 days of when the payment is due. (The sponsor intended the percentage to be 18% annually or 1 1/2% of a month's rent.)

Committee Amendment "A" (H-149) changes the permissible penalty to not more than 4% of one month's rent. It also prohibits a landlord from charging any penalty for late