

MAINE STATE LEGISLATURE

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**STATE OF MAINE
114TH LEGISLATURE
FIRST REGULAR SESSION**



**BILL SUMMARY
JOINT STANDING COMMITTEE
ON
LEGAL AFFAIRS**

JULY 1989

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* Denotes Chair

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ONE HUNDRED AND FOURTEENTH LEGISLATURE
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE
BILL SUMMARIES
AUGUST 1989

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 for each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action is listed to the right of the title. If final House and Senate action differ, both are listed. Committee Reports and Floor Action are abbreviated as follows:

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

Each individual summary was prepared by the analyst assigned, as noted for each committee. But, this document was produced by the efforts of all the office staff, including Research Assistant Barbara McGinn, and secretaries: Charlene Brann, and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.

SPONSOR(S)

FARNSWORTH

NORTON

MATTHEWS

COMMITTEE REPORT

OTP-AM

AMENDMENTS ADOPTED

H-233

SUMMARY

This bill removes the dollar limit on the value of the prize that may be awarded in a raffle conducted under a special exempt raffle license.

Committee Amendment "A" makes a number of changes in the law regarding special exempt raffles. The amendment prohibits awarding cash prizes over \$10,000. The amendment increases, from \$25,000 to \$75,000, but does not remove the limit on the maximum prize awarded in a special exempt raffle. The amendment makes several changes regarding information required to be printed on raffle tickets and retention of unsold tickets. The amendment also clarifies that a printer or distributor needs a license to distribute tickets for a raffle for which a special exempt raffle license is required and that a distributor may distribute the necessary gambling accouterments to a special exempt permit holder.

LD 743 An Act to Clarify the Landlord's Duty to Mitigate Damages

LV/WD

SPONSOR(S)

MURPHY

PAUL

COMMITTEE REPORT

LV/WD

AMENDMENTS ADOPTEDSUMMARY

This bill makes liquidated damages clauses in leases entitling the landlord to 2 months rent if the tenant breaches the lease presumptively valid and enforceable without limiting the landlord's ability to prove and recover additional damages.

LD 757 An Act Concerning Withdrawal of Candidates

PUBLIC 341

SPONSOR(S)

O'GARA

STROUT B

MAYO

COMMITTEE REPORT

OTP-AM

AMENDMENTS ADOPTED

H-234

H-282 PRIEST

SUMMARY

This bill limits the instances in which a party may replace a candidate who has withdrawn from the general election and the circumstances under which the Secretary of State must produce new ballots to reflect a candidate's withdrawal. The bill provides that a party may replace a candidate, other than a candidate for Governor or United States Senator or Representative, only if the candidate withdrew on or before the 1st Monday in August preceding the general election. The bill requires that the replacement be made no later than the 3rd Monday in August preceding the general election. The bill provides that the Secretary of State is not required to produce new ballots if a candidate withdraws after the withdrawal dates established by the bill.