

MAINE STATE LEGISLATURE

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STATE OF MAINE
115TH LEGISLATURE

SECOND REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
LEGAL AFFAIRS

MAY 1992

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**ONE HUNDRED AND FIFTEENTH LEGISLATURE
SECOND REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES**

MAY 1992

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 volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

All adopted amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action on each bill is listed to the far right of the title. Various types of final action are abbreviated as follows:

PUBLIC XXX	Chapter # of enacted Public Law
P&S XXX	Chapter # of enacted Private & Special Law
RESOLVE XXX	Chapter # of enacted Resolve
CON RES XXX	Chapter # of Constitutional Resolution passed by both Houses
EMERGENCY	Enacted law takes effect sooner than 90 days
CARRIED OVER	Bill carried over to Special Session
ONTP	Ought Not to Pass report accepted
LVWD	Leave to Withdraw report accepted
INDEF PP	Bill Indefinitely Postponed
FAILED EMERGENCY ENACTMENT	Emergency bill failed to get 2/3 vote
DIED BETWEEN BODIES	House and Senate disagree; bill died
CONF CMTE UNABLE TO AGREE	Committee of Conference formed but unable to agree
VETO SUSTAINED	Legislature filed to override Governor's Veto
UNSIGNED	Not signed by Governor within 10 days
DIED ON ADJOURNMENT	Action incomplete when session ended; bill died

These summaries were prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond and Valarie Parlin, especially Laurette Knox who coordinated preparation of the overall document.

If you have any suggestions or comments on these summaries, please let us know.

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
DUTREMBLE D	ONTP OTP-AM	MAJ MIN

SUMMARY

In January, 1992, a Magistrate Judge for the U.S. District Court in Maine ruled unconstitutional the Maine law prohibiting law enforcement officers from soliciting property from the general public when the property would tangibly benefit any law enforcement officer, agency or association. The bill would have amended that law to permit solicitation when no direct benefit would be realized by that officer or that officer's department or agency.

Committee Amendment "A" (S-580), the minority committee report, would have replaced the bill. It would have repealed current Maine law prohibiting solicitation by law enforcement officers and would have repealed the legislative intent section of Public Law 1991, chapter 510, which amended the solicitation law in the First Regular Session of the 115th Legislature.

LD 2151 An Act to Amend the Laws Governing Resident-owned Cooperative Mobile Home ParksPUBLIC 738
EMERGENCY

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
PFEIFFER LAWRENCE	OTP-AM	H-1030

SUMMARY

The bill amends current law governing non-uniform rent changes in mobile home parks to provide that there is no presumption that a non-uniform rent change is unfair when approved by a majority vote of the members in a resident-owned cooperative.

Committee Amendment "A" (H-1030) adds a definition of "resident-owned cooperative." It provides that the law applies to any corporation or other legal entity that owns a mobile home park and that is owned solely by residents of the mobile home park.

LD 2207 An Act Regarding Retail Liquor Sales

P & S 97

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
SUMMERS PENDLETON PENDEXTER MILLS	OTP-AM	S-625

SUMMARY

The bill would have permitted agency liquor stores to sell spirits for a price higher than the price established for state liquor stores, and would have permitted restaurants, bars and other liquor licensees to purchase spirits at agency liquor stores without paying an 8% markup. The bill would also have required the State to operate warehouses for the storage and delivery of spirits in the State.

Committee Amendment "A" (S-625) replaces the bill. It requires the Bureau of Alcoholic Beverages to study the feasibility, including the costs and revenues, of establishing a state-run bailment warehouse for the storage of liquor. The Bureau is to report to the Legislature by December 1, 1992.