

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)PARADIS P
FARNUM
CLARK H
MICHAUD**COMMITTEE REPORT**

OTP-AM

AMENDMENTS ADOPTEDH-1138
H-1147 LAWRENCE
S-778 BRANNIGAN**SUMMARY**

The bill increases the Lemon Law arbitration fee now charged on the sale of automobiles from \$1 to \$5 and repeals the increase in concealed weapons permit fees enacted in the December, 1991 Special Session. The bill also exempts law enforcement officers who are certified by the Maine Criminal Justice Academy from paying the fee for a permit to carry a concealed weapon.

Committee Amendment "A" (H-1138) replaces the bill. It clarifies that an issuing authority may waive the permit fee for a concealed weapons permit issued to a law enforcement officer.

The amendment changes the fee structure for concealed weapons permits and renewals. Current law provides for a fee of \$60 for issuance or renewal for Maine residents and \$80 for nonresidents. The bill lowered the fees for residents to the level existing before passage of Public Law 1991, chapter 591, which was \$20 for initial issuance and \$10 for renewal. The bill did not change the fee for nonresidents. The amendment sets the fees for residents and nonresidents at 150% of the rate existing before passage of Public Law 1991, chapter 591. The amendment provides a \$30 fee for issuance and \$15 for renewal of a permit for residents and a \$60 fee for nonresidents. The issuing authority retains \$20 for issuance and \$10 for renewal of resident permits, and the remainder of the fee is deposited in the General Fund. The amendment also grants a credit to persons who paid the higher rate, equal to the difference between the higher rate and the rate established in the amendment.

The amendment extends the term of a concealed weapons permit if the issuing authority fails to issue or deny a permit renewal application within the time limits set in law. The amendment also provides that a permit renewed before the expiration of the original permit is effective from the date of expiration of the original permit, not the date of issuance, of the renewal. Finally, the amendment deletes the portions of the bill that increase the lemon law arbitration fee and that exempt law enforcement officers from paying the fee for a concealed weapons permit.

House Amendment "A" to Committee Amendment "A" (H-1147) clarifies that a person who applies for renewal of a concealed firearms permit within 6 months after expiration of the permit may receive a permit renewal at the permit renewal fee rate. A person who waits more than 6 months after expiration of a permit to apply for a renewal is considered to be making an original application for a permit.

Senate Amendment "A" to Committee Amendment "A" (S-778) extends the term of a concealed weapons permit from 3 to 4 years and changes the fee structure set forth in the Committee Amendment. An original permit would cost \$35, \$10 of which would be retained by the municipality, and \$25 of which would go to the General Fund. The renewal fee would be \$20, \$5 of which would be retained by the municipality and \$15 of which would be sent to the General Fund. The amendment makes no other changes in the Committee Amendment.