

MAINE STATE LEGISLATURE

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STATE OF MAINE
116TH LEGISLATURE

SECOND REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
LEGAL AFFAIRS

MAY 1994

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

**JOINT STANDING COMMITTEE
BILL SUMMARIES**

MAY 1994

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.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. All adopted amendments are listed, by paper number, together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

PUBLIC XXX

P&S XXX

RESOLVE XXX

CON RES XXX

EMERGENCY

ONTP

INDEF PP

FAILED ENACTMENT

FAILED EMERGENCY ENACTMENT

FAILED MANDATE ENACTMENT

DIED BETWEEN BODIES

CONF CMTE UNABLE TO AGREE

VETO SUSTAINED

UNSIGNED

DIED ON ADJOURNMENT

Chapter # of enacted Public Law

Chapter # of enacted Private & Special Law

Chapter # of enacted Resolve

Chapter # of Constitutional Resolution passed by both Houses

Enacted law takes effect sooner than 90 days

Ought Not to Pass report accepted

Bill Indefinitely Postponed

Bill failed to get majority vote

Emergency bill failed to get 2/3 vote

Bill imposing local mandate failed to get 2/3 vote

House & Senate disagree; bill died

Committee of Conference unable to agree; bill died

Legislature failed to override Governor's Veto

Not signed by Governor within 10 days

Action incomplete when session ended; bill died

These summaries were prepared by the analyst or analysts assigned to the committee. If you have any suggestions or comments on the summaries, please let us know.

5581LHS

LD 1658 An Act to Amend the Private Security Guards Act

ONTP

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

SUMMARY

This bill would have amended the Private Security Guards Act to provide for licensing of security guards employed by both proprietary security organizations and contract security companies. Currently, only contract security guard companies are licensed and they must provide certain information regarding the security guards they employ to the Commissioner of Public Safety.

COMMITTEE AMENDMENT "A" (S-526), the minority report of the committee, would have replaced the original bill.

This amendment would have amended the Private Security Guards Act to provide for licensing of security guards employed by both proprietary security organizations and contract security companies.

The amendment would have specified the requirements for security guard license applicants and would have specified the requirements for security guard employers. The amendment would have set original and renewal license fees and would have required the Commissioner of Public Safety to adopt rules that establish specific training requirements for security guards.

The amendment also would have exempted security forces employed by the Nuclear Regulatory Commission or an entity regulated by the Nuclear Regulatory Commission from the requirements of this chapter, as long as the security organization that is regulated certified to the Commissioner of Public Safety that the organization's minimum qualification and training requirements for security guards met or exceeded the requirements in the Maine Revised Statutes, Title 32, chapter 93.

The amendment also would have added a fiscal note.

LD 1671 An Act to Clarify Reporting Requirements for Party Committees

VETO SUSTAINED

SPONSOR(S)	COMMITTEE REPORT		AMENDMENTS ADOPTED
PARADIS P	ONTP	MAJ	H-918
HANDY	OTP-AM	MIN	
DAGGETT			

SUMMARY

This bill would have expanded campaign reporting to cover expenditures by political parties with regard to political campaigns or causes. The bill would have defined political campaign or cause and added expenditures for political campaigns and causes to the reporting requirements for party committees.

COMMITTEE AMENDMENT "A" (H-918), the minority report of the committee, would have replaced the original bill.

The amendment would have added a subchapter to the campaign finance and reporting laws that defined political causes and expanded the reporting requirements for party committees to include expenditures on behalf of political causes.

The amendment would have required a party committee to report to the Commission on Governmental Ethics and Election Practices the issue or matter of public concern that was the subject of the expenditure and the date and amount of each expenditure.

When a party committee made an expenditure to finance a communication, through advertising, concerning a political cause, the communication would have had to clearly and conspicuously state the party committee that authorized and made or financed the expenditure for the communication.

The amendment also would have added a fiscal note.

Many of the issues in this amendment were incorporated into LD 2013, An Act to Clarify Reporting Requirements for Party Committees and Political Action Committees.

LD 1679 An Act to Prohibit Electronic Video Machines ONTP

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

SUMMARY

This bill would have prohibited electronic video machines by repealing those provisions of the law that authorize the issuance of games-of-chance licenses for electronic video machine use.

LD 1692 An Act to Clarify the Certification Procedures of the Maine Criminal Justice Academy PUBLIC 551

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
KONTOS	OTP-AM	H-784

SUMMARY

Currently, the law provides that a law enforcement or corrections officer must successfully complete within the first 12 months of employment a basic training program as specified by the Maine Criminal Justice Academy. There is no express requirement in the law that the officer maintain this basic certification. This bill requires that an officer maintain this basic certification. This bill also imposes a like requirement on part-time and reserve officers.

This bill also makes changes to the laws governing the procedures for complaints and investigations handled by the Board of Trustees of the Maine Criminal Justice Academy. The board conducts investigations and holds adjudicatory hearings related to allegations of certain misconduct on the part of law enforcement and corrections officers. The board is presently without specific authority to maintain confidentiality over its complaints and investigative records. This bill adds language that mirrors current statutory confidentiality provisions of municipal personnel records and personnel records of the Department of Public Safety that permits the board to maintain the confidentiality of its complaints and investigative records during the pendency of an investigation, but allows public access to the final written decision relating to any certification action taken by the board.

COMMITTEE AMENDMENT "A" (H-784) conforms existing law to current drafting standards.

LD 1710 An Act to Simplify the State's Liquor Tax PUBLIC 615

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
HALL	OTP-AM	S-456