

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

STATE OF MAINE  
117TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
LEGAL AND VETERANS AFFAIRS

AUGUST 1995

**MEMBERS:**

*\*Sen. Norman K. Ferguson, Jr.*  
*Sen. Albert G. Stevens, Jr.*  
*Sen. Michael H. Michaud*

**Staff:**

*Karen Hruby, Legislative Analyst*  
*Lisa Copenhaver, Legislative Analyst*

*Office of Policy and Legal Analysis*  
*Room 101/107/135, 13 State House Station*  
*Augusta, ME 04333*  
*(207)287-1670*

*\*Rep. Guy R. Nadeau*  
*Rep. Albert P. Gamache*  
*Rep. Peter P. Truman*  
*Rep. Nancy L. Chizmar*  
*Rep. Charles D. Fisher*  
*Rep. Harry G. True*  
*Rep. Eleanor M. Murphy*  
*Rep. Kenneth F. Lemont*  
*Rep. John T. Buck*  
*Rep. Janice E. Labrecque*

*\*Denotes Chair*



**Maine State Legislature  
OFFICE OF POLICY AND LEGAL ANALYSIS**

State House Station 13, Augusta, Maine 04333  
Telephone (207) 287-1670  
Telecopier (207) 287-1275

**ONE HUNDRED AND SEVENTEENTH LEGISLATURE  
FIRST REGULAR SESSION**

**SUMMARY OF LEGISLATION BEFORE  
THE JOINT STANDING COMMITTEES**

**AUGUST 1995**

This document is a compilation of the bill summaries prepared by this office for the Joint Standing 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 publication, History and Final Disposition of Legislative Documents, is helpful in determining to which committee any particular bill was referred.

In this document, 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 categories of final action are abbreviated as follows:

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

These summaries were prepared by the analyst or analysts assigned to the committee. If more detailed information is needed on a bill, contact the committee analyst.

5581LHS

## Joint Standing Committee on Legal and Veterans Affairs

**LD 13**      **An Act to Specify Sales Commissions for All Lottery Agents**      ONTP

<b>SPONSOR(S)</b> POVICH	<b>COMMITTEE REPORT</b> ONTP	<b>AMENDMENTS ADOPTED</b>
-----------------------------	---------------------------------	---------------------------

### SUMMARY

This bill would have required the State Liquor and Lottery Commission to pay agents an 8% commission for instant ticket sales and the Tri-state Lotto Commission to pay an 8% commission for all on-line lottery tickets sold. Currently the commissions for these sales, which are set by rule, are 8% for instant ticket sales and 5% for on-line tri-state lottery sales.

**LD 17**      **Resolve, to Make the Monument Erected at the Mount Hope Cemetery in Bangor the Official State Memorial Honoring Veterans from Maine Who Died during the Korean War**      RESOLVE 3

<b>SPONSOR(S)</b> MORRISON	<b>COMMITTEE REPORT</b> OTP	<b>AMENDMENTS ADOPTED</b>
-------------------------------	--------------------------------	---------------------------

### SUMMARY

This resolve designated the Memorial in Honor of the Veterans of the Korean War at the Mount Hope Cemetery in Bangor as the official state memorial to honor the Maine veterans who died in the Korean War.

**LD 18**      **An Act to Reimburse Philip Wolley for Litigation Expenses Incurred in Connection with His Termination and Reinstatement as a State Employee**      ONTP

<b>SPONSOR(S)</b> STONE	<b>COMMITTEE REPORT</b> ONTP	<b>AMENDMENTS ADOPTED</b>
----------------------------	---------------------------------	---------------------------

### SUMMARY

This bill would have provided funds in the amount of \$15,200 to reimburse Philip Wolley for litigation expenses incurred in connection with his termination and subsequent reinstatement as a state employee.

**LD 24**      **Resolve, Authorizing Gerald Finks to Sue Pineland Center and the State of Maine**      ONTP

<b>SPONSOR(S)</b> RICHARDSON	<b>COMMITTEE REPORT</b> ONTP	<b>AMENDMENTS ADOPTED</b>
---------------------------------	---------------------------------	---------------------------

### SUMMARY

This resolve would have authorized Gerald Finks to sue Pineland Center and the State for damages resulting from the death of Gerald Finks' son, Edward Finks, while a resident at Pineland Center. The maximum amount of any damage award may not exceed \$80,000. The Committee requested that the Attorney General's Office and the Commissioner of Mental Health and Mental Retardation have the matter of Edward Finks death reviewed by an independent team of pathologists.