

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
117TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
LEGAL AND VETERANS AFFAIRS

AUGUST 1995

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*Sen. Albert G. Stevens, Jr.*  
*Sen. Michael H. Michaud*

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*Rep. Janice E. Labrecque*

*\*Denotes Chair*



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**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

LD 726

**An Act to Allow Certain Employees of the Maine State Liquor and Lottery Commission and Their Families to Purchase Lottery Tickets**

PUBLIC 158

**SPONSOR(S)**  
SIMONEAU

**COMMITTEE REPORT**  
OTP-AM

**AMENDMENTS ADOPTED**  
H-141

**SUMMARY**

This bill repealed the section of law that prohibits employees of the Maine Liquor and Lottery Commission or the Bureau of Alcoholic Beverages and Lottery Operations and their families from purchasing lottery tickets.

COMMITTEE AMENDMENT "A" (H-141) replaced the bill. The amendment retained the prohibition for commission officers, senior supervisory employees of the commission and members of the households of these 2 groups. It also added a fiscal note to the bill.

**LD 743**

**An Act to Allow Voting for "None of the Above"**

ONTP

**SPONSOR(S)**  
GERRY

**COMMITTEE REPORT**  
ONTP

**AMENDMENTS ADOPTED**

**SUMMARY**

This bill would have required the inclusion of the choice "None of the above" on primary election ballots, presidential preference primary ballots and general election ballots. The Secretary of State would have been required to tabulate the number of votes cast for "None of the above;" however, only a person could have been nominated or elected even if "None of the above;" received the most votes.

LD 753

**An Act to Correct and Clarify Certain Provisions of the Liquor Laws**

PUBLIC 140

**SPONSOR(S)**  
STEVENS A

**COMMITTEE REPORT**  
OTP-AM

**AMENDMENTS ADOPTED**  
S-101

**SUMMARY**

The bill corrected errors created by enactment of Public Law 1993, chapter 730. A section referring to bottle clubs that was inadvertently repealed was reenacted as the Maine Revised Statutes, Title 28-A, section 161-B and the section that should have been repealed, Title 28-A, section 162, was repealed. References to the Director of the Bureau of Liquor Enforcement were changed to chief.

The Administrative Court was given jurisdiction over appeals from licensing decisions rendered by the Bureau of Liquor Enforcement.

The section regarding approval of new and renewal on-premise licenses and transfer of location requests was amended to reduce the legal notice publication requirements, allow for automatic approval if the municipal officers or county commissioners fail to act on an application within 60 days and allowed for review by the Bureau of Liquor Enforcement prior to final approval.

The reference to a representative of the Bureau of Liquor Enforcement was changed to liquor enforcement officer under the membership of the Server Education Advisory Committee.