

MAINE STATE LEGISLATURE

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**STATE OF MAINE
117TH LEGISLATURE**

SECOND REGULAR SESSION

**BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
LEGAL AND VETERANS AFFAIRS**

JUNE 1996

MEMBERS:

Sen. Norman K. Ferguson, Jr., Chair

Sen. Albert G. Stevens, Jr.

Sen. Michael H. Michaud

Rep. Harry G. True, Chair

Rep. Guy R. Nadeau

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**ONE HUNDRED SEVENTEENTH LEGISLATURE
SECOND REGULAR SESSION**

***Summary Of Legislation Before The Joint Standing Committees
June 1996***

We are pleased to provide this summary of bills that were considered by the 15 Joint Standing Committees of the Maine Legislature staffed by this office. The document is a compilation of bill summaries which describe each bill, committee amendments and other relevant amendments, as well as the final action taken on the bill. Also included are statistical summaries of bill activity this Session for the Legislature and each of its joint standing committees.

The document is organized for convenient reference to information on bills handled by the joint standing committees. It is organized alphabetically by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. Two indices, a subject index and a numerical index by LD number are provided for easy reference to bills. They are located at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills.

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are 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 & 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&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of finally passed 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>

Please note the effective date for all non-emergency legislation enacted in the Second Regular Session (unless otherwise specified in a particular law) is July 4, 1996.

LD 1742 **An Act to Amend the Liquor Licensing Laws**

PUBLIC 558
EMERGENCY

Sponsor(s)
STONE

Committee Report
OTP-AM

Amendments Adopted
H-726
S-447

LD 1742, originally titled “An Act to Amend the Definition of Outdoor Stadium in the Liquor Licensing Laws,” proposed to allow a stadium with 3,000 or more seats to be a licensed establishment for purposes of selling wine or malt liquors at times when the facility is being used for the playing of professional baseball. The bill proposed to allow concessionaires or lessees of such facilities to be issued licenses for the sale of wine or malt liquor.

Committee Amendment "A" (H-726) proposed to permit curling clubs to obtain licenses to sell liquor to be consumed on premises, to make a technical change in the bill, to amend the title of the bill and to add a fiscal note to the bill.

Senate Amendment "A" To Committee Amendment "A" (S-447) proposed a further technical change to the bill.

Enacted law summary

Public Law 1995, chapter 558 allows a stadium with 3,000 or more seats to be a licensed establishment for purposes of selling wine or malt liquors at times when the facility is being used for the playing of professional baseball and permits a curling club to obtain a license to sell liquor to be consumed on premises.

LD 1744 **An Act to Revise the State Active Service Laws**

PUBLIC 600

Sponsor(s)
NADEAU

Committee Report
OTP-AM

Amendments Adopted
H-784

LD 1744 proposed to authorize the Governor, the Adjutant General and the Deputy Adjutant General to order any member of the Maine National Guard into active state service for any purpose if the member consents. This bill proposed to remove the authority of the local sheriffs and Justices to call the Maine National Guard into state service. The bill proposed to add "helicopter airlift service" as an authorized service under state active service law. It proposed to remove a reference to the source of funding for the Commissioner of Human Services to reimburse the Maine National Guard for rendering emergency assistance.

The bill proposed to change the notice requirements for state service. It also proposed to provide that a commissioned officer does not enjoy the rights, authority and immunity of a law enforcement officer unless the officer is called up in emergency situations.

Committee Amendment "A" (H-784) proposed to remove the emergency preamble and emergency clause. The amendment proposed to retain existing law allowing a Justice of the Supreme Judicial Court, a Justice of the Superior Court, a county sheriff and certain local officials to request assistance from the state military forces under certain circumstances.