

# 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 electronic originals  
(may include minor formatting differences from printed original)

**STATE OF MAINE  
118TH LEGISLATURE**

**FIRST REGULAR SESSION  
AND  
FIRST SPECIAL SESSION**

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

**JULY 1997**

**MEMBERS:**

*Sen. Beverly C. Daggett, Chair  
Sen. Richard J. Carey  
Sen. Norman K. Ferguson, Jr.*

*Rep. John L. Tuttle, Jr.  
Rep. Albert P. Gamache  
Rep. Nancy L. Chizmar  
Rep. Charles D. Fisher  
Rep. Rosita Gagne  
Rep. Paul L. Tessier  
Rep. Harry G. True  
Rep. Janice E. Labrecque  
Rep. Joseph H. Bigl  
Rep. Duane J. Belanger*

**Staff:**

*Deborah C. Friedman, Legislative Analyst  
Roy W. Lenardson, Legislative Analyst*

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



**Maine State Legislature**

**OFFICE OF POLICY AND LEGAL ANALYSIS**

13 State House Station, Augusta, Maine 04333-0013  
Telephone: (207) 287-1670  
Fax: (207) 287-1275

**ONE HUNDRED EIGHTEENTH LEGISLATURE  
FIRST REGULAR AND FIRST SPECIAL SESSIONS**

**Summary Of Legislation Before The Joint Standing Committees  
August 1997**

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. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet ([www.state.me.us/legis/opla](http://www.state.me.us/legis/opla)).

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:

- CARRIED OVER*.....*Bill carried over to Second Regular Session*
- CON RES XXX*.....*Chapter # of Constitutional Resolution passed by both Houses*
- CONF CMTE UNABLE TO AGREE*.....*Committee of Conference unable to agree; bill died*
- DIED BETWEEN BODIES*.....*House & Senate disagree; bill died*
- DIED IN CONCURRENCE*.....*One body accepts ONTP report; the other indefinitely postpones the bill*
- DIED ON ADJOURNMENT*.....*Action incomplete when session ended; bill died*
- EMERGENCY*.....*Enacted law takes effect sooner than 90 days*
- FAILED EMERGENCY ENACTMENT/FINAL PASSAGE*.....*Emergency bill failed to get 2/3 vote*
- FAILED ENACTMENT/FINAL PASSAGE*.....*Bill failed to get majority vote*
- FAILED MANDATE ENACTMENT*.....*Bill imposing local mandate failed to get 2/3 vote*
- INDEF PP*.....*Bill Indefinitely Postponed*
- ONTP*.....*Ought Not To Pass report accepted*
- OTP ND*.....*Committee report Ought To Pass In New Draft*
- OTP ND/NT*.....*Committee report Ought To Pass In New Draft/New Title*
- P&S XXX*.....*Chapter # of enacted Private & Special Law*
- PUBLIC XXX*.....*Chapter # of enacted Public Law*
- RESOLVE XXX*.....*Chapter # of finally passed Resolve*
- UNSIGNED*.....*Bill held by Governor*
- VETO SUSTAINED*.....*Legislature failed to override Governor's Veto*

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is June 26, 1997 and September 19, 1997 for the First Special Session.

*David E. Boulter, Director*

Offices Located in the State House, Rooms 101/107/135

**LD 965**                      **RESOLUTION, Proposing an Amendment to the Constitution of  
Maine to Provide for a Passamaquoddy Representative District**                      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MOORE	ONTP      MAJ OTP-AM    MIN	

LD 965 proposed an amendment to the Constitution of Maine requiring the creation of a state legislative district consisting solely of all Passamaquoddy Indian Reservation lands.

**LD 970**                      **An Act to Put to Referendum the Option of Authorizing a Tribe-  
owned Casino**                      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MOORE HALL	ONTP	

Subject to public referendum, LD 970 proposed to require the Governor to negotiate a compact with the Passamaquoddy Tribe regarding the operation of electronic and table games of chance on Passamaquoddy Indian Reservation lands.

**LD 971**                      **An Act to Protect Private Enterprise from Tax-subsidized  
Competition**                      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOOLEY	ONTP	

LD 971 proposed that nonprofit corporations obtain the same licenses, certification and registrations required of private enterprise when they compete with unsubsidized private corporations for state-funded projects or sales. The bill would have prohibited secondary schools or postsecondary educational institutions that receive state financial support and the Maine State Prison from competing with an unsubsidized or private business or corporation for a project.

**LD 977**                      **An Act to Establish the Rider Safety Act**                      **PUBLIC 303**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KERR MICHAUD	OTP	H-454    TUTTLE

LD 977 proposed to enact the Rider Safety Act to delineate safe conduct by amusement ride riders. It set forth a code of conduct for amusement ride riders, a requirement for the reporting of injuries sustained on amusement rides

to amusement owners, qualifications for those riding amusement rides and a requirement for the posting by amusement owners of instructional signs. The bill provided criminal penalties for violations of the Rider Safety Act.

**House Amendment "A" (H-454)** deleted the specific penalty provisions and replaced them with language specifying that the bill did not preclude any criminal or civil action available under any other law.

***Enacted law summary***

Public Law 1997, chapter 303 enacts the Rider Safety Act to delineate safe conduct by amusement ride riders. It sets forth a code of conduct for amusement ride riders, a requirement for the reporting of injuries sustained on amusement rides to amusement owners, qualifications for those riding amusement rides and a requirement for the posting by amusement owners of instructional signs.

**LD 986                      An Act to Allow Independent Voters to Vote in Primary Elections                      ONTP**

<u>Sponsor(s)</u> LEMKE	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
----------------------------	---------------------------------	---------------------------

LD 986 proposed to allow an unenrolled voter to vote in a primary by allowing the voter to choose in which party's primary the voter would like to participate.

**LD 989                      An Act to Grandfather Existing Structures in Relation to Fire Doors and Exits                      CARRIED OVER**

<u>Sponsor(s)</u> TUTTLE	<u>Committee Report</u>	<u>Amendments Adopted</u>
-----------------------------	-------------------------	---------------------------

LD 989 proposes to grandfather structures existing before September 1, 1994 from Life Safety Code 101 requirements regarding fire doors and exits. This bill has been carried over to the Second Regular Session.

**LD 1004                      An Act to Provide Equal Political Rights for Employees                      PUBLIC 498**

<u>Sponsor(s)</u> HATCH CATHCART	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> H-429 H-749 HATCH
--	-----------------------------------	---

LD 1004 proposed to expand and further detail the prohibitions on political activity for classified state employees. The bill also removed the restrictions on classified state employees relating to fund raising and political contributions on nonwork time when no conflict of interest exists.