

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
120th Legislature*

First Regular Session

Bill Summaries

*Joint Standing Committee
on
Legal and Veterans' Affairs*

August 2001

Staff:

*Danielle D. Fox, Legislative Analyst
Colleen McCarthy Reid, Legislative Analyst*

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

Members:

*Sen. Neria R. Douglass, Chair
Sen. Chandler E. Woodcock
Sen. Lynn Bromley*

*Rep. John L. Tuttle, Jr., Chair
Rep. Nancy L. Chizmar
Rep. Lillian LaFontaine O'Brien
Rep. Stephen C. Estes
Rep. William R. Cote
Rep. John L. Patrick
Rep. Janice E. Labrecque
Rep. Arthur F. Mayo, III
Rep. Theodore H. Heidrich
Rep. Richard H. Duncan*



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

120th Legislature
First Regular Session

Summary Of Legislation Before The Joint Standing Committees
August 2001

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing select committees of the Maine Legislature this past session. The document is a compilation of bill summaries which describe each bill and relevant amendments, as well as the final action taken. 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 considered by the committees. It is organized 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).

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 Regular 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 IN CONCURRENCE</i>	<i>One body accepts ONTP report; the other indefinitely postpones the bill</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/FINAL PASSAGE</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED ENACTMENT/FINAL PASSAGE</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>NOT PROPERLY BEFORE THE BODY</i>	<i>Ruled out of order by the presiding officers; bill died</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>ONTP</i>	<i>Ought Not To Pass report accepted</i>
<i>OTP ND</i>	<i>Committee report Ought To Pass In New Draft</i>
<i>OTP ND/NT</i>	<i>Committee report Ought To Pass In New Draft/New Title</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>Bill held by Governor</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 First Regular Session (unless otherwise specified in a particular law) is **September 21, 2001**.

David E. Boulter, Director
 Offices Located in the State House, Rooms 101/107/135

Joint Standing Committee on Legal and Veterans' Affairs

LD 1185

An Act to Amend the Liquor Laws to Expand Employment Opportunities for Adults 18 to 21 Years of Age

ONTP

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

LD 1185 proposed to decrease to 18 years of age the age at which a person could sell malt liquor or wine and function as a supervisor to someone between the ages of 17 and 18 years old. This bill also proposed to require all employees who are less than 21 years old, prior to being allowed to sell malt liquor or wine, to take and pass a class offered by the Department of Public Safety, Bureau of Liquor Enforcement on recognizing fake identification, the laws regarding sales of liquor and the penalties for failing to abide by those laws.

Current law permits a person more than 17 years of age but less than 21 years of age to sell malt liquor and wine only if in the presence of a supervisor who is at least 21 years of age.

LD 1201

An Act to Require the State to Provide Flags for Persons Who Are Listed on the Law Enforcement Memorial Located on State Street in Augusta

PUBLIC 309

<u>Sponsor(s)</u> DAVIS P NORBERT		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> S-192
---	--	-----------------------------------	--	------------------------------------

LD 1201 proposed to authorize the Commissioner of Public Safety to provide a flag for the grave sites of certain public servants who are listed on the memorials located at the State Capitol complex memorial site.

Committee Amendment "A" (S-192) replaced the original bill and required the Commissioner of Public Safety to provide flag holders and Maine flags for the gravesites of the officers listed on the law enforcement memorial, located in the State Capitol complex memorial site, if the gravesites can be reasonably found. This amendment also established the Flags For Public Servants Fund, to fund the costs of providing the flags and flag holders. It also required that this fund be the sole revenue source for the flag and flag holder purchases. This amendment also required that the agency that represents the slain officer place the flag holder and flag at the gravesite and if this can not be done, then the commissioner may designate the Bureau of State Police to place the flag holder and flag at the gravesite.

This amendment also adds an allocation section and a fiscal note to the bill.

Joint Standing Committee on Legal and Veterans' Affairs

Enacted law summary

Public Law 2001, chapter 309 requires the Commissioner of Public Safety to provide flag holders and Maine flags for the gravesites of the officers listed on the law enforcement memorial, located in the State Capitol complex memorial site, if the gravesites can be reasonably found. It establishes the Flags For Public Servants Fund, to fund the costs of providing the flags and flag holders and it also requires that this fund be the sole revenue source for the flag and flag holder purchases. Public Law 2001, chapter 309 also requires that the agency that represented the slain officer place the flag holder and flag at the gravesite.

LD 1202 **An Act to Allow Families to Request Flags for Deceased Police Officers and Firefighters that have not Died in the Line of Duty** **ONTP**

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

LD 1202 proposed to authorize the Commissioner of Public Safety to present a state flag to the family of a deceased firefighter or law enforcement officer.

Committee Amendment "A" (S-166), which was not adopted, proposed to clarify the size of the flag the Commissioner of Public Safety would be required to present to the family of a deceased firefighter or law enforcement officer upon request by the family of the deceased.

LD 1228 **An Act to Support the Right to Associate** **ONTP**

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

Current law states that a party is eligible to nominate a candidate in an election if, among other things, the party's candidate for Governor or President received at least 5% of the total vote cast in one of the 2 preceding general elections. Current law also states that a party may nominate a candidate if the party, among other things, files a petition signed by the number of citizens equal to 5% of the total vote cast for Governor in one of the 2 preceding gubernatorial elections. LD 1228 proposed to lower those thresholds from 5% to one percent.