

MAINE STATE LEGISLATURE

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STATE OF MAINE
123RD LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills and adopted amendments and laws enacted or finally passed during the First Regular Session of the 123rd Maine Legislature coming from the

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

July 2007

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* Representative Stacey Fitts replaced former Representative Abigail Holman on the Legal and Veterans' Affairs Committee.

STATE OF MAINE

123RD LEGISLATURE

FIRST REGULAR SESSION

LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS



This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all bills and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 123rd Maine Legislature, which was in session from December 6, 2006 to June 21, 2007.

The *Digest* is arranged alphabetically by committee, and within each committee by LD number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. The appendices include a summary of relevant session statistics, an index of all bills by LD number and an index of enacted laws by law type and chapter number.

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:

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
NOT PROPERLY BEFORE THE BODY.....	Ruled out of order by the presiding officers; bill died
INDEF PP.....	Bill Indefinitely Postponed
ONTP (or Accepted ONTP report).....	Ought Not To Pass report accepted
OTP-ND.....	Committee report Ought To Pass In New Draft
P&S XXX.....	Chapter # of enacted Private & Special Law
PASSED.....	Joint Order passed in both bodies
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 that the effective date for non-emergency legislation enacted in the First Regular Session is **September 20, 2007**. The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills.

Joint Standing Committee on Legal and Veterans Affairs

Public Law 2007, chapter 422 was enacted as an emergency measure effective June 27, 2007.

LD 35 An Act To Require Approval by the Gambling Control Board for the Transfer of Ownership of an Off-track Betting Facility ONTP

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

Current law places the administration of licensing off-track betting facilities with the Harness Racing Commission. This bill would amend the provisions of law that govern off-track betting facilities to provide that the transfer of ownership of an off-track betting facility would be subject to the approval of the Gambling Control Board. The Gambling Control Board is the authority that licenses and administers the law governing the operation of slot machines at a slot machine facility.

LD 42 An Act To Repeal Term Limits for Legislators INDEF PP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
STRIMLING	OTP-AM	

This bill eliminates term limits for Legislators if the people of the State favor the idea at a referendum.

LD 62 An Act To Recognize Gold Star Parents and Family Members PUBLIC 461

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MAKAS BOWMAN	OTP-AM	S-350 ROTUNDO H-84

This bill directs the Adjutant General to establish an award to give to "gold star" parents and close family members of armed services members who are killed in action or die as a consequence of wounds received in battle if one of the "gold star" parents or close family members lives in this State.

Committee Amendment "A" (H-84)

This amendment clarifies the system to be developed by the Adjutant General to award gold star medals to relatives living in Maine of members of the United States Armed Forces who are killed in action or die as a result of injuries received in battle since September 11, 2001. The system is to be administered by the Director of the Bureau of Maine Veterans' Services within the Department of Defense, Veterans and Emergency Management. The amendment provides that up to 3 medals may be awarded. One medal would be issued to a surviving spouse and one to the parents or 2 if the parents are divorced. If the service member has no surviving spouse or parents or they live outside of the State, a medal may be awarded to the service member's next of kin.

Senate Amendment "A" (S-350)

This amendment strikes from the committee amendment the General Fund appropriations for the Department of Defense, Veterans and Emergency Management for a medal system to recognize certain members of the United States Armed Forces. The department will have to implement this program using currently budgeted resources.

Joint Standing Committee on Legal and Veterans Affairs

Enacted Law Summary

Public Law 2007, chapter 461, requires the Adjutant General to establish a system to award gold star medals to relatives living in Maine of members of the United States Armed Forces who are killed in action or die as a result of injuries received in battle since September 11, 2001. The system is to be administered by the Director of the Bureau of Maine Veterans' Services within the Department of Defense, Veterans and Emergency Management. The amendment provides that up to 3 medals may be awarded. One medal would be issued to a surviving spouse and one to the parents or 2 if the parents are divorced. If the service member has no surviving spouse or parents or they live outside of the State, a medal may be awarded to the service member's next of kin.

LD 76 An Act To Temporarily Reduce the Fee To Operate High-stakes Beano

PUBLIC 109

Sponsor(s)

LORING
SCHNEIDER

Committee Report

OTP-AM

Amendments Adopted

H-83

This bill eliminates the annual fee for a high-stakes beano license.

Committee Amendment "A" (H-83)

This amendment replaces the bill. It reduces the annual license fee due to be paid in 2008 and 2009 to the Chief of the State Police for the operation of high-stakes beano from \$50,000 to \$25,000. This amendment also requires the Chief of the State Police to issue a report to the Joint Standing Committee on Legal and Veterans' Affairs that describes enforcement and administrative functions conducted with regard to the conduct of high-stakes beano during 2008.

Enacted Law Summary

Public law 2007 chapter 109 reduces the annual license fee due to be paid in 2008 and 2009 to the Chief of the State Police for the operation of high-stakes beano from \$50,000 to \$25,000. This amendment also requires the Chief of the State Police to issue a report to the Joint Standing Committee on Legal and Veterans' Affairs that describes enforcement and administrative functions conducted with regard to the conduct of high-stakes beano during 2008.

LD 106 An Act To Prohibit a Maine Clean Election Act Candidate from Participating in Political Action Committee Funding

**ACCEPTED ONTP
REPORT**

Sponsor(s)

HARLOW

Committee Report

ONTP MAJ
OTP MIN

Amendments Adopted

This bill prohibits Maine Clean Election Act candidates from participating in political action committees that are established to influence the election or defeat of legislative candidates or to support that candidate's effort to be elected to a legislative leadership position.

LD 127 An Act To Amend the Laws Pertaining to Beano

PUBLIC 110

Sponsor(s)

PATRICK
BRYANT B

Committee Report

OTP-AM

Amendments Adopted

H-115