

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
123<sup>RD</sup> LEGISLATURE  
FIRST REGULAR SESSION



Summaries of bills and adopted amendments and laws enacted or finally passed during the First Regular Session of the 123<sup>rd</sup> 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

123<sup>RD</sup> 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 123<sup>rd</sup> 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.

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damages if the out-of-state corporation loses to equal 10 times the amount of the contribution.

**LD 1499 An Act To Improve the Maine Clean Election Act**

**ONTP**

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

This bill makes the following changes to the Maine Clean Election Act.

1. It increases the number of qualifying contributions that a candidate for the State Senate must collect from 150 to 300.
2. It prohibits the use of revenues that a candidate receives from the Maine Clean Election Fund from being used for meals or for maintenance of motor vehicles.
3. It permits a Maine Clean Election Act candidate to accept the offer of an organization that is independent of the candidate and the candidate's committee to send a mailing.

The proposals in this bill were considered in a larger, comprehensive bill that addressed campaign finance and the Maine Clean Election Act, LD 1854.

**LD 1507 An Act Regarding Political Activities of Corporations**

**INDEF PP**

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

This bill amends a section of statute governing the general powers of corporations. It specifies that a corporation may not take part in a political debate or campaigns or support political parties or candidates except as authorized by law. It also states that a corporation may not participate in a public initiative or referendum that does materially affect the property, business or assets of the corporation.

**Committee Amendment "A" (S-187)**

This amendment, which was not adopted, is the majority report of the committee. It strikes political debate from the list of political activities that corporations would be prohibited from taking part in as proposed by the bill.

**LD 1522 An Act To Modify the Citizen Initiative Process**

**ONTP**

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

This bill amends the statutes that set up a statutory framework for the Constitutionally-provided citizen initiative process. The bill requires the Secretary of State to request assistance from the Office of Fiscal and Program Review in determining whether a direct initiative will have a fiscal impact. If the Office of Fiscal and Program Review determines that the direct initiative has a cost other than the cost associated with conducting a referendum on the direct initiative, the person who submitted the direct initiative must indicate in a subsequent draft of the direct initiative submitted to the Secretary of State how the cost of the direct initiative will be paid. The bill also requires

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the Secretary of State to include information on the cost of the direct initiative and how that cost will be paid in the ballot question.

**LD 1547 An Act To Prohibit a Maine Clean Election Act Candidate from Recruiting a Primary Opponent**

**ONTP**

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

This bill prohibits a Maine Clean Election Act candidate or a candidate who is seeking to become a Maine Clean Election Act candidate from directly or indirectly recruiting or attempting to recruit an opposing candidate in a primary election.

The proposal in this bill was considered as part of a larger comprehensive bill addressing campaign finance and the Maine Clean Election Act, LD 1854.

**LD 1548 An Act Concerning Nonprofit Political Action Committees**

**ONTP**

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

This bill includes nonprofit entities in the laws governing required reporting by political action committees.

**LD 1549 An Act Concerning Voter Registration**

**ONTP**

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

This bill prohibits a person from voting in an election if the person registers to vote within 5 days of the election.

**LD 1561 An Act To Eliminate the Placement of Campaign Signs on Public Property**

**ONTP**

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

This bill repeals the authority to erect campaign signs on public property.