

# 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**  
124<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed during the First Regular Session of the 124<sup>th</sup> Maine Legislature coming from the

**JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES**

July 2009

**MEMBERS:**

SEN. JOSEPH C. BRANNIGAN, CHAIR  
SEN. LISA T. MARRACHÉ  
SEN. PETER MILLS

REP. ANNE C. PERRY, CHAIR  
REP. PATRICIA JONES  
REP. MARK EVES

REP. MATTHEW J. PETERSON  
REP. LINDA F. SANBORN  
REP. PETER C. STUCKEY  
REP. SARAH O. LEWIN

REP. JAMES J. CAMPBELL, SR.  
REP. HENRY L. JOY

REP. MEREDITH N. STRANG BURGESS  
REP. DONALD G. SOCTOMAH

**STAFF:**

JANE ORBETON, SENIOR ANALYST  
ELIZABETH COOPER, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670

# STATE OF MAINE

124<sup>TH</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 124<sup>th</sup> Maine Legislature.

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:

CARRIED OVER.....	Carried over to a subsequent session of the Legislature
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; bill died
ONTP (or Accepted ONTP report).....	Ought Not To Pass report accepted; bill died
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

The effective date for non-emergency legislation enacted in the First Regular Session of the 124<sup>th</sup> Legislature is September 12, 2009. The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills.

## *Joint Standing Committee on Health and Human Services*

tobacco licensees and liquor licensees or their agents and employees are charged with administrative violations.

### **Senate Amendment "A" (S-163)**

This amendment adds an emergency preamble and emergency clause to the bill.

### **Enacted Law Summary**

Public Law 2009, chapter 199 clarifies that all retail tobacco licenses expire March 31st each year and requires the Department of Health and Human Services to adopt rules to provide for prorated license fees for new applications received after April 1st. The law further clarifies the jurisdiction of and provides consistent procedures for the District Court over agents and employees of both retail tobacco licensees and liquor licensees when charged with administrative violations.

This law provides consistent notice and hearing procedures for the District Court to follow when retail tobacco licensees and liquor licensees or their agents and employees are charged with administrative violations.

Public Law 2009, chapter 199 was enacted as an emergency measure effective May 26, 2009.

**LD 479**

### **An Act To Recognize Maine Youth Camps**

**PUBLIC 211**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRANNIGAN	OTP-AM	S-148

This bill addresses ambiguities and inconsistencies in statute concerning youth camps and clarifies the laws governing their operation. Part A defines youth camps as a separate entity and further clarifies the law under the Maine Revised Statutes, Title 22, chapter 562 based on the definition of "youth camps" in rules adopted by the Department of Health and Human Services, 10-144 Code of Maine Rules, chapter 208, section 1.H. Part B corrects other statutory provisions concerning youth camps to eliminate the inconsistent and confusing references.

### **Committee Amendment "A" (S-148)**

This amendment removes a provision in the bill that was not applicable to youth camps and incorporates changes to the Maine Revised Statutes, Title 22, section 4011-A, subsection 1, paragraph A made by Public Law 2009, chapter 41 to avoid a conflict.

### **Enacted Law Summary**

Public Law 2009, chapter 211 addresses ambiguities and inconsistencies in statute concerning youth camps and clarifies the laws governing their operation. Part A defines youth camps as a separate entity and further clarifies the law under the Maine Revised Statutes, Title 22, chapter 562 based on the definition of "youth camps" in rules adopted by the Department of Health and Human Services, 10-144 Code of Maine Rules, chapter 208, section 1.H. Part B corrects other statutory provisions concerning youth camps to eliminate the inconsistent and confusing references.