

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
124TH LEGISLATURE
FIRST REGULAR SESSION



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

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

July 2009

MEMBERS:

SEN. NANCY B. SULLIVAN, CHAIR
SEN. SETH A. GOODALL
SEN. DEBRA D. PLOWMAN

REP. PAMELA JABAR TRINWARD, CHAIR
REP. JOHN L. TUTTLE, JR.
REP. LINDA M. VALENTINO
REP. MICHAEL E. CAREY
REP. ALEXANDER CORNELL DU HOUX
REP. DIANE RUSSELL
REP. STACEY ALLEN FITTS
REP. WRIGHT H. PINKHAM, SR.
REP. JOAN M. NASS
REP. MICHAEL G. BEAULIEU

STAFF:

DANIELLE D. FOX, LEGISLATIVE ANALYST
OFFICE OF POLICY AND LEGAL ANALYSIS
13 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1670

STATE OF MAINE

124TH 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 124th 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 124th 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 Legal and Veterans Affairs

LD 1210 An Act Regarding Volunteer Lobbyists

PUBLIC 234

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CAREY	OTP-AM	H-310

This bill provides that a person who acts as a lobbyist or a lobbyist associate for a nonprofit organization whose only compensation for that lobbying is reimbursement for travel expenses and the employer of that person are exempt from the requirement to pay a registration fee.

Committee Amendment "A" (H-310)

This amendment replaces the bill. It provides that a person is not considered a lobbyist if that person receives only reimbursement for out-of-pocket expenditures for lobbying-related activities made during the course of lobbying and is not otherwise compensated.

Enacted Law Summary

Public Law 2009, chapter 234 provides that a person is not considered a lobbyist if that person receives only reimbursement for out-of-pocket expenditures for lobbying-related activities made during the course of lobbying and is not otherwise compensated.

LD 1247 An Act To Prohibit Maine Clean Election Act Candidates from Raising Private Campaign Funds

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GILES SMITH D	ONTP	

This bill prohibits Maine Clean Election Act candidates from establishing or participating in political action committees 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 1248 An Act Authorizing a Scratch Ticket with Proceeds To Benefit Native American Boys and Girls Clubs

**ACCEPTED ONTP
REPORT**

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

This bill directs the State Liquor and Lottery Commission to develop a Native American lottery game. The bill also establishes a Native American Boys and Girls Club Fund and a Native American Boys and Girls Club Fund Board.

Committee Amendment "A" (H-242)

Joint Standing Committee on Legal and Veterans Affairs

This amendment adds an appropriations and allocations section to the bill.

LD 1249 An Act To Raise the Campaign Contribution Limit

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HARVELL MILLS P	ONTP	

This bill raises the contribution limit to \$1,000 for a gubernatorial candidate and other candidates.

LD 1250 An Act To Amend the Maine Clean Election Act Relating to Seed Money

ONTP

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

This bill increases the seed money contribution a participating candidate may receive from \$100 to \$250 per individual. It also increases the amount of seed money that can be raised by a candidate for the State Senate from \$1,500 to \$3,000 and from \$500 to \$1,000 for a candidate for the State House of Representatives. The bill also directs the Commission on Governmental Ethics and Election Practices to amend its rules to decrease by \$1,500 the amount of seed money a candidate for the State Senate may receive as a Maine Clean Election Act candidate and to decrease by \$500 the amount of seed money a candidate for the State House of Representatives may receive as a Maine Clean Election Act candidate.

LD 1308 An Act To Allow the Importation of Wine into the State for Individuals through Specific Ports of Entry

**ACCEPTED ONTP
REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WEBSTER BARTLETT	ONTP MAJ OTP MIN	

This bill establishes a license to allow for the direct shipment of wine to registered shipment outlets. The license allows certain in-state and out-of-state wineries to ship up to 12 cases of wine annually to such registered outlets for pick-up by consumers who are 21 years of age or older. The registered shipment outlet must be shown proof of age in order to release a delivery to a consumer. Wine shipments must be conspicuously labeled that they contain alcohol and may be delivered only to a person 21 years of age or older. The bill requires that a direct shipper is required to pay all applicable taxes, including excise and premium taxes on wine. The bill establishes reporting requirements for direct shippers and lists specific penalties for specific violations of laws governing the direct shipment of wine.