

MAINE STATE LEGISLATURE

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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

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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 1309

An Act To Clarify the Use of Instant Redeemable Coupons with Alcoholic Beverages

PUBLIC 145

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FITTS	OTP-AM MAJ ONTP MIN	H-190

This bill allows for spirits manufacturers to include instant redeemable coupons with spirits products listed for sale by the State Liquor and Lottery Commission. It also specifies that instant redeemable coupons and other promotions attached to or included in spirits products packages be attached or inserted by the manufacturer.

Committee Amendment "A" (H-190)

This amendment makes a technical correction to the bill and clarifies that coupons attached to spirits sold by reselling agents to on-premise retail licensees are for the benefit of the on-premise retail licensee.

Enacted Law Summary

Public Law 2009, chapter 145 allows for spirits manufacturers to include instant redeemable coupons with spirits products listed for sale by the State Liquor and Lottery Commission. It also specifies that instant redeemable coupons and other promotions attached to or included in spirits products packages be attached or inserted by the manufacturer.

LD 1327

An Act To Update Department of Defense, Veterans and Emergency Management Laws

PUBLIC 406

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TRINWARD PLOWMAN	OTP-AM	H-390 H-467 TRINWARD H-567 TRINWARD

This bill provides that any person subject to the Maine Code of Military Justice who behaves in a manner that is prejudicial to the good order and discipline of the military forces or that discredits the military forces must be punished as a court-martial may direct and that any such person who violates any state or federal criminal law must be punished as a court-martial may direct.

This bill also changes the title of the director of the Maine Veterans' Memorial Cemetery System to superintendent and the title of veteran advocate to veteran service officer. It requires schools that provide tuition assistance pursuant to the Maine Revised Statutes, Title 37-B, section 505, subsection 2 to provide the Department of Defense, Veterans and Emergency Management, Bureau of Maine Veterans' Services certain information so that the bureau may properly administer certain educational benefits. It clarifies Maine Veterans' Homes eligibility requirements.

This bill also authorizes the Commission to Protect the Lives and Health of Members of the Maine National Guard to act as a panel to review cases involving death or disability of members of the Maine National Guard. When the commission or a subcommittee of the commission acts as such a review panel, its proceedings and records are confidential and are not subject to subpoena, discovery or introduction in a civil or criminal action. Conclusions of the panel may be disclosed, but no confidential information may be released.