

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

1, 2011 to consider other factors, such as increases in the cost of campaigning, after seeking comment from the commission's legislative oversight committee, legislative leadership and other interested persons.

This law also amends current requirements on candidates who pay campaign funds to members of the candidate's household or immediate family. It clarifies that the requirements apply to payees who are members of the candidate's household or who are members of the candidate's immediate family.

Finally, this law makes changes to the distribution of Maine Clean Election Funds to participating gubernatorial candidates to be consistent with the changes made by LD 1380.

LD 1458 An Act To Increase Opportunities for Commercial Tracks and Agricultural Fairs

ONTP

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-------------------|-------------------------|---------------------------|
| BRYANT B | ONTP | |

This bill authorizes the operation of slot machines at a tribal commercial track and a commercial track that is located in Oxford County. The operation of slot machines at the newly authorized tracks is subject to regulation by the Department of Public Safety, Gambling Control Board. The operation of slot machines must be approved by the municipality in which the tribal commercial track or Oxford County commercial track is located before the Gambling Control Board may grant a license to operate slot machines within a 50-mile radius of the track that is licensed and conducts harness racing. This bill also authorizes the issuance of a high-stakes beano license to a federally recognized Indian tribe in the State to operate games on nontribal land in Washington County.

LD 1461 Resolve, Regarding Legislative Review of Portions of Chapter 3: Maine Clean Election Act and Related Provisions - Matching Funds and Property and Equipment, a Major Substantive Rule of the Commission on Governmental Ethics and Election Practices

**RESOLVE 90
EMERGENCY**

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-------------------|-------------------------|---------------------------|
| | OTP-AM | H-392 |

This resolve provides for legislative review of portions of Chapter 3: Maine Clean Election Act and Related Provisions - matching funds and property and equipment, a major substantive rule of the Commission on Governmental Ethics and Election Practices.

Committee Amendment "A" (H-392)

This amendment directs the Commission on Governmental Ethics and Election Practices to adopt the provisionally adopted rules governing the Maine Clean Election Act on the condition that the rule governing the minimum amount that must be received from the resale of property and equipment be reduced from 75% to 40%.

Enacted Law Summary

Resolve 2009, chapter 90 directs the Commission on Governmental Ethics and Election Practices to adopt the provisionally adopted rules governing the Maine Clean Election Act on the condition that the rule governing the minimum amount that must be received from the resale of property and equipment be reduced from 75% to 40%.

Joint Standing Committee on Legal and Veterans Affairs

This resolve was finally passed as an emergency measure and took effect on June 4, 2009.

LD 1462 Resolve, Regarding Legislative Review of Portions of Chapter 3: Maine Clean Election Act and Related Provisions - Increase of Seed Money to \$150,000, a Major Substantive Rule of the Commission on Governmental Ethics and Election Practices

**RESOLVE 103
EMERGENCY**

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-------------------|-------------------------|---------------------------|
| | OTP-AM | H-445 |

This resolve provides for legislative review of portions of Chapter 3: Maine Clean Election Act and Related Provisions - increase of seed money to \$150,000, a major substantive rule of the Commission on Governmental Ethics and Election Practices.

Committee Amendment "A" (H-445)

This amendment denies authorization for the Commission on Governmental Ethics and Election Practices to finally adopt a provisionally adopted rule regarding seed money limits under the Maine Clean Election Act.

Enacted Law Summary

Resolve 2009, chapter 103 denies authorization for the Commission on Governmental Ethics and Election Practices to finally adopt a provisionally adopted rule regarding seed money limits under the Maine Clean Election Act because changes to seed money limits were made by LD 1380.

This resolve was finally passed as an emergency measure effective June 8, 2009.

LD 1470 Resolve, To Recognize Women Veterans in the State House Hall of Flags

RESOLVE 129

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-------------------------|-------------------------|---------------------------|
| VALENTINO MITCHELL E | OTP-AM | H-456 |

This resolve establishes a commission to arrange for a plaque to be displayed in the Hall of Flags in the State House to honor women veterans in the State.

Committee Amendment "A" (H-456)

This amendment replaces the resolve. The amendment establishes a resolve that creates a working group to design and arrange for the placement of a plaque in the State House Hall of Flags to honor women veterans of the State. The amendment also adds an appropriations and allocations section.

Enacted Law Summary

Resolve 2009, chapter 129 creates a working group to design and arrange for the placement of a plaque in the State House Hall of Flags to honor women veterans of the State.