

MAINE STATE LEGISLATURE

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STATE OF MAINE
125TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

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

July 2011

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LEGISLATIVE DIGEST OF BILL SUMMARIES AND
ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 125th Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD 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 LD is noted to the right of the LD title. The following describes the various final actions.

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; legislation died
DIED BETWEEN HOUSES..... House & Senate disagreed; legislation died
DIED IN CONCURRENCE..... defeated in each house, but on different motions; legislation died
DIED ON ADJOURNMENT..... action incomplete when session ended; legislation died
EMERGENCY..... enacted law takes effect sooner than 90 days after session adjournment
FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE emergency failed to receive required 2/3 vote
FAILED, ENACTMENT or FINAL PASSAGE..... failed to receive final majority vote
FAILED, MANDATE ENACTMENT legislation proposing local mandate failed required 2/3 vote
HELD BY GOVERNOR..... Governor has not signed; final disposition to be determined at subsequent session
LEAVE TO WITHDRAW..... sponsor's request to withdraw legislation granted
NOT PROPERLY BEFORE THE BODY ruled out of order by the presiding officer; legislation died
INDEF PP..... indefinitely postponed; legislation died
ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X... ought-not-to-pass report accepted; legislation died
P&S XXX..... chapter # of enacted private & special law
PUBLIC XXX..... chapter # of enacted public Law
RESOLVE XXX..... chapter # of finally passed resolve
VETO SUSTAINED..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 125th Legislature is September 28, 2011. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

Joint Standing Committee on Veterans and Legal Affairs

LD 2 An Act To Allow Farm Wineries To Charge for Wine Tastings

PUBLIC 62

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LANGLEY	OTP-AM MAJ ONTP MIN	S-25

This bill permits farm wineries to charge for serving samples of wine.

Committee Amendment "A" (S-25)

This amendment establishes a framework for a farm winery that wishes to charge for samples of wine produced by the winery. In order to charge for samples, the farm winery must notify the Department of Public Safety's bureau that administers the liquor licensing laws and maintain a record of samples. Each sample poured is subject to the 7% sales tax on alcoholic beverages. Once a farm winery charges for samples it may not offer complimentary samples unless it notifies the bureau that samples are no longer subject to a charge.

Enacted Law Summary

Public Law 2011, chapter 62 establishes a framework for a farm winery that wishes to charge for samples of wine produced by the winery. In order to charge for samples, the farm winery must notify the Department of Public Safety's bureau that administers the liquor licensing laws and maintain a record of samples. Each sample poured is subject to the 7% sales tax on alcoholic beverages. Once a farm winery charges for samples it may not offer complimentary samples unless it notifies the bureau that samples are no longer subject to a charge.

LD 34 An Act To Require Candidates for Public Office To Provide Proof of Citizenship

ONTP

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

This bill requires candidates for public office to show proof of United States citizenship in the form of a certified copy of the candidate's birth certificate and the candidate's driver's license or other form of government-issued identification to the Secretary of State.

LD 73 An Act To Establish a Uniform Deadline for Persons Qualifying as Candidates

ONTP

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

This bill makes the deadline for submission of signatures for a person to qualify as a candidate for election for candidates placed on the general election ballot by petition the same as for candidates placed on the ballot by primary election.