

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
126TH LEGISLATURE
FIRST REGULAR SESSION



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

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

July 2013

STAFF:

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

MEMBERS:

SEN. JOHN L. TUTTLE, JR., CHAIR
SEN. JOHN L. PATRICK
SEN. GARRETT PAUL MASON

REP. LOUIS J. LUCHINI, CHAIR
REP. DIANE RUSSELL
REP. THOMAS R. W. LONGSTAFF
REP. LORI FOWLE
REP. ROBERT J. SAUCIER
REP. JOHN C. SCHNECK
REP. MICHAEL G. BEAULIEU
REP. DAVID D. JOHNSON
REP. JEFFREY ALLEN GIFFORD
REP. JONATHAN L. KINNEY
REP. WAYNE T. MITCHELL

STATE OF MAINE

126TH LEGISLATURE

FIRST REGULAR SESSION



LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 126th 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 126th Legislature is October 9, 2013. 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 606 **An Act To Amend the Law Concerning Landlord and Tenant Relationships** **ONTP**

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

This bill, which is a concept draft pursuant to Joint Rule 208, proposes to change the duties and obligations placed on landlords and tenants in order to simplify the requirements for security deposits and leases in order to improve the landlord-tenant relationship.

LD 607 **An Act To Make an Employee Who Sells Alcoholic Beverages or Tobacco to a Minor Responsible for Paying the Fine** **ONTP**

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

This bill amends the laws concerning sales of tobacco and alcohol to minors by removing the liability of an employer who did not have knowledge of an employee's violation.

LD 608 **An Act To Assist Small Distilleries That Also Have Off-premises Retail Licenses** **PUBLIC 359**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BECK LACHOWICZ	OTP-AM ONTP	H-416

This bill permits a distiller that is an in-state manufacturer with a retail license to pay to the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations the state liquor tax in an amount equal to the difference between the retail price of the manufacturer's product and the price that the alcohol bureau pays the manufacturer for the product rather than requiring the manufacturer to deliver the product to the state-designated warehouse and purchase it back for retail sale.

Committee Amendment "A" (H-416)

This amendment replaces the bill. The amendment allows certain small distilleries that are also licensed to sell their own spirits at a retail location for which they have a license to sell spirits for off-premises consumption to pay just the difference between the wholesale price and the discounted list price when purchasing spirits for sale at the distillery's retail location. Current law requires distilleries to sell the spirits to the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations at the wholesale price and then purchase those spirits for sale at their retail location at the discounted list price established by the bureau.

Enacted Law Summary

Public Law 2013, chapter 359 allows certain small distilleries that are also licensed to sell their own spirits at a retail location for which they have a license to sell spirits for off-premises consumption to pay just the difference between the wholesale price and the discounted list price when purchasing spirits for sale at the distillery's retail location. Under the existing law, distilleries are required to sell the spirits to the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations at the wholesale price and then purchase those spirits for sale at their retail location at the discounted list price established by the bureau.