

MAINE STATE LEGISLATURE

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STATE OF MAINE
126TH LEGISLATURE
SECOND REGULAR SESSION



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

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

May 2014

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STATE OF MAINE
126TH LEGISLATURE
SECOND REGULAR SESSION
LEGISLATIVE DIGEST OF BILL SUMMARIES AND
ENACTED LAWS

The *Digest* is arranged 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.

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 HOUSESHouse & 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
EMERGENCYenacted 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 Second Regular Session of the 126th Legislature is August 1, 2014. 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 519 An Act To Establish Advance Deposit Wagering for Harness Racing

**Died In
Concurrence**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TUTTLE	ONTP OTP-AM	

This bill was carried over from the First Regular Session of the 126th Legislature.

This bill authorizes existing off-track betting facilities in the State to conduct advance deposit wagering for pari-mutuel horse racing either individually or in partnership with other off-track betting facilities. The bill authorizes the State Harness Racing Commission to administer the conduct of advance deposit wagering and sets out the distribution of the net commission to various uses and funds. The bill also requires any person or state department or agency who is authorized to conduct gambling activity in the State through the Internet to distribute 22% of the total commission of this Internet gambling activity to various state harness racing funds and purposes.

Committee Amendment "A" (S-398)

This amendment, which was not adopted, is the minority report of the committee. It replaces the bill and establishes a framework for the conduct of advance deposit wagering on harness horse racing and thoroughbred horse racing. The amendment provides that commercial tracks are eligible for a license to accept wagers made by telephone or electronic communication using advance deposit wagering. If no commercial track is licensed to conduct advance deposit wagering as of July 1, 2015, an existing off-track betting facility is eligible for an advance deposit wagering license. The amendment provides that an off-track betting facility may apply for a license individually or in partnership with another eligible off-track betting facility. Under the amendment, advance deposit wagering is a form of pari-mutuel wagering in which a bettor establishes an account from which wagers on horse races are made and into which prizes are deposited. An advance deposit wager licensee receives a percentage of each wager made using advance deposit wagering. Advance deposit wagering licenses are issued by the State Harness Racing Commission. The amendment prescribes the duties of the commission with regard to enforcement and administration of laws and rules that govern advance deposit wagering. The amendment also adds an appropriations and allocations section.

LD 704 An Act To Improve the Availability of Mail-in Rebates in the State

PUBLIC 514

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TUTTLE	OTP-AM ONTP	S-460

This bill was carried over from the First Regular Session of the 126th Legislature.

This bill allows an agency store licensee to redeem coupons on a voluntary basis. The bill removes language from current law requiring that instant redeemable coupons be inserted in the package by the manufacturer or attached to the package by the manufacturer, manufacturer's agent or manufacturer's sales representative. The bill also removes language from current law requiring that instant redeemable coupons be made available to all agency store licensees electing to offer the coupon in an amount equal to the agency store's inventory of spirits products that are subject to the coupon promotion and removes language that instant redeemable coupons are for the benefit of the on-premise retail licensee. The bill also requires the State Liquor and Lottery Commission to establish rules to implement the provisions of this bill.

Joint Standing Committee on Veterans and Legal Affairs

Committee Amendment "A" (S-460)

This amendment is the majority report of the committee and replaces the bill. It provides that a manufacturer of spirits or a supplier of malt liquor, wine or low-alcohol spirits products may offer mail-in rebates through print or electronic media, attached to the package or displayed near the product where it is offered for sale for consumption off the licensed premises. Such mail-in rebates must be redeemed by the manufacturer or supplier and may not exceed the price of the product to which they are applied.

Enacted Law Summary

Public Law 2013, chapter 514 provides that, beginning January 1, 2015, a manufacturer of spirits or a supplier of malt liquor, wine or low-alcohol spirits products may offer mail-in rebates through print or electronic media, attached to the package or displayed near the product where it is offered for sale for consumption off the licensed premises. Such mail-in rebates must be redeemed by the manufacturer or supplier and may not exceed the price of the product to which they are applied.

LD 766	Resolve, Directing the Bureau of Alcoholic Beverages and Lottery Operations To Adopt Rules To Define the Term "Brand" as It Applies to the Distribution of Malt Liquor and Wine	RESOLVE 89
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<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BEAULIEU MASON G	OTP-AM	H-599

This bill was carried over from the First Regular Session of the 126th Legislature.

This bill defines "brand" under the liquor laws as the common name used to identify a manufacturer's line or family of liquor products comprising individual labels.

Committee Amendment "A" (H-599)

This amendment replaces the bill with a resolve directing the Director of the Bureau of Alcoholic Beverages and Lottery Operations within the Department of Administrative and Financial Services to adopt major substantive rules to define the term "brand" as it applies to the distribution of malt liquor and wine and permitting the bureau to define certain additional terms.

Enacted Law Summary

Resolve 2013, chapter 89 directs the Director of the Bureau of Alcoholic Beverages and Lottery Operations within the Department of Administrative and Financial Services to adopt major substantive rules to define the term "brand" as it applies to the distribution of malt liquor and wine and permitting the bureau to define certain additional terms.

LD 1111	An Act To Allow Maine's Harness Racing Industry To Compete with Casino Gaming	Died Between Houses
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<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GIFFORD COLLINS	ONTP OTP-AM	

This bill was carried over from the First Regular Session of the 126th Legislature.

This bill amends the eligibility requirements for slot machine operator licensing for a commercial track located