

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
126<sup>TH</sup> 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

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# STATE OF MAINE

126<sup>TH</sup> LEGISLATURE

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## 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 126<sup>th</sup> 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 126<sup>th</sup> 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*

that number's percentage of the total number of votes cast for the office.

This bill requires a run-off election between the 2 candidates who received the largest number of votes when no candidate received more than 50% of the total number of votes cast in an election. The person who receives the larger number of votes in the run-off election is declared the winner.

**LD 1415**      **Resolve, To Amend the Rules Governing Events at Clubs with a License To Sell Alcohol for On-premises Consumption with Catering Privileges**      **RESOLVE 71**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
THOMAS SOCTOMAH	OTP-AM ONTP	S-268

This resolve directs the Department of Public Safety to amend its rules to allow a member of an organization renting a club licensed for on-premises consumption of alcohol with catering privileges for a prearranged function to purchase tickets at the door of the club for the prearranged function from 24 hours prior to the function until the termination of the function.

**Committee Amendment "A" (S-268)**

This amendment, which is the majority report, directs the Department of Public Safety to amend its rules to allow a group holding an event at a club licensed for on-premises consumption of alcohol with catering privileges to sell tickets at the door to members of that group at the time of the event. It also adds a reporting requirement regarding events held in accordance with the rule.

**Enacted Law Summary**

Resolve 2013, chapter 71 directs the Department of Public Safety to amend its rules to allow a group holding an event at a club licensed for on-premises consumption of alcohol with catering privileges to sell tickets at the door to members of that group at the time of the event. It also adds a reporting requirement regarding events held in accordance with the rule.

**LD 1422**      **An Act To Establish a Nonpartisan Primary and a Presidential Primary Election System and Instant Run-off Voting for State and Federal Candidates**      **ONTP**

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

This bill amends the election laws to create a nonpartisan primary process.

The bill amends the presidential nomination process in the State. The bill requires the State to hold a presidential primary election if the state committee of a political party certifies that there is a contest among candidates for nomination as the presidential candidate of the party and that the committee has voted to conduct a presidential primary election. Under the bill, delegates to the national convention must be allocated in proportion with the candidate votes and the uncommitted votes cast in the presidential primary election of the party unless party rules provide otherwise.

The bill creates an instant run-off voting method of determining winners in elections for President of the United States, United States Senator, Representative to Congress, Governor, State Senator and State Representative beginning in 2014. The method simulates the ballot counts that would occur if all voters participated in a series of run-off elections and allows a voter to rank candidates according to that voter's preferences. Each voter has only