

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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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

*Committee member for the duration of the absence of Rep. David D. Johnson.

STATE OF MAINE
126TH LEGISLATURE
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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

Secretary of State that the municipality intends to process absentee ballots prior to election day.

5. It repeals the requirement that referendum ballots be printed on paper of a distinctive color.
6. It corrects a number of typographical and other errors in the laws that reapportion the State Senate, State House and County Commissioner districts, including a boundary description of a State House District.
7. It makes the 2013 apportionment law consistent with the provisions of the Androscoggin County Charter.

Public Law 2013, chapter 457 was enacted as an emergency measure and took effect on March 11, 2014.

LD 1631 An Act To Clarify What Constitutes a Contribution to a Candidate Veto Sustained

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAVIELLO	OTP-AM ONTP	S-446

This bill amends the laws regarding limitations on campaign contributions and expenditures to clarify that any expenditure made by a person who has been affiliated with a campaign, regardless of whether the person has been paid or the actual duties the person has performed, or by a person who has received compensation from the campaign is considered a contribution to the candidate.

Committee Amendment "A" (S-446)

This amendment is the majority report of the committee. It strikes the bill and amends the laws regarding limitations on campaign contributions and expenditures to clarify that any expenditures made by a key person who has been affiliated with a campaign in the last 120 days, regardless of whether the person has been paid or the actual duties the person has performed, or by a person who has received compensation from the campaign, are a contribution to the candidate. The amendment clarifies that the value of services provided by an individual without compensation are excluded in the definition of "expenditures." It also specifies categories of persons who are affiliated with a candidate's campaign for purposes of this provision. The amendment incorporates the term "agent" into the definition of "key person affiliated with the candidate's campaign" and thereby preserves the provision in existing law that designates expenditures by a candidate's agent as contributions to the candidate. The amendment also strikes the emergency preamble and the emergency clause from the bill.

LD 1632 Resolve, Directing the Commissioner of Defense, Veterans and RESOLVE 100
Emergency Management To Request the Federal Government To
Recognize Environmental Hazards at the Military Training Center in
Gagetown, New Brunswick and the Resulting Health Risks and
Disabilities Suffered by Certain Members of the Maine National Guard

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TUTTLE LONGSTAFF	OTP-AM	S-421

This resolve directs the Commissioner of Defense, Veterans and Emergency Management to request the United States Department of Veterans Affairs to recognize the environmental hazards present at the 5th Canadian Division Support Base in Gagetown, New Brunswick, Canada, and the resulting potential health risks and disabilities to veterans who, as members of the Maine National Guard, trained in partnership with Canadian military forces in Gagetown. The resolve requires the commissioner to report on the status of the request to the joint standing committee of the Legislature having jurisdiction over veterans and legal affairs by January 10, 2015.

Joint Standing Committee on Veterans and Legal Affairs

Committee Amendment "A" (S-421)

This amendment clarifies that the report due to the joint standing committee of the Legislature having jurisdiction over veterans and legal affairs on the status of the request to the United States Department of Veterans Affairs to recognize environmental hazards impacting veterans who were members of the Maine National Guard stationed at Gagetown, New Brunswick, Canada must include a summary of any correspondence with the State's congressional delegation.

Enacted Law Summary

Resolve 2013, chapter 100 directs the Commissioner of Defense, Veterans and Emergency Management to request the United States Department of Veterans Affairs to recognize the environmental hazards present at the 5th Canadian Division Support Base in Gagetown, New Brunswick, Canada, and the resulting potential health risks and disabilities to veterans who, as members of the Maine National Guard, trained in partnership with Canadian military forces in Gagetown. Chapter 100 requires the commissioner to report on the status of the request to the joint standing committee of the Legislature having jurisdiction over veterans and legal affairs by January 10, 2015. The report must include a summary of any correspondence with the State's Congressional delegation with regard to the status of the request.

LD 1637 An Act Regarding Taste-testing Event Licenses

**PUBLIC 531
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ALFOND MONAGHAN-DERRIG	OTP-AM ONTP	S-475

This bill amends the laws governing licensing of special taste-testing events by:

1. Allowing malt liquor and wine wholesalers and manufacturers similarly licensed in another state to qualify for a special event license;
2. Increasing the number of licenses for licensed events that may be obtained by a manufacturer or wholesaler per year from five to ten;
3. Allowing additional persons to pour samples of wine and malt liquor at such events;
4. Allowing a brewery or winery that is not a certificate of approval holder but is licensed for a special event to provide malt liquor or wine for the event when that malt liquor or wine is not registered with the State but is registered with the federal government; and
5. Changing the timing regarding when excise taxes and premiums must be paid.

Committee Amendment "A" (S-475)

This amendment replaces the bill. The amendment repeals two provisions in current law that establish a special taste-testing festival license and a special food and beverage industry taste-testing event license and replaces them with one taste-testing event license that allows for sampling of malt liquor, wine and spirits. Under this amendment, a taste-testing event license may be issued to a manufacturer or distributor who has been issued a certificate of approval from the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations. It also allows for a certificate of approval holder to sponsor manufacturers or distributors who have not been issued a certificate of approval so that they may take part in the taste-testing event. A certificate of approval holder may take part in up to ten licensed events per year. An event may last up to four consecutive days.