

MAINE STATE LEGISLATURE

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STATE OF MAINE
127TH LEGISLATURE
FIRST REGULAR SESSION



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

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

August 2015

STAFF:

DANIELLE FOX, LEGISLATIVE ANALYST
DANIEL TARTAKOFF, LEGISLATIVE ANALYST
OFFICE OF POLICY AND LEGAL ANALYSIS
13 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1670

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STATE OF MAINE

127TH 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 127th 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. An appendix provides a summary of relevant session statistics.

Final action on each LD is noted to the right of the LD title. The following describes the various final actions.

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

The effective date for non-emergency legislation enacted in the First Regular Session of the 127th Legislature is October 15, 2015. 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 555 **An Act To Distribute a Portion of Proceeds from the Oxford Casino to the Houlton Band of Maliseet Indians and the Aroostook Band of Micmacs** **Leave to Withdraw Pursuant to Joint Rule**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BEAR WILLETTE		

This bill provides the Aroostook Band of Micmacs and the Houlton Band of Maliseet Indians the same distribution of net slot machine income from casino slot machines operated in Oxford County as is provided to the Penobscot Nation and the Passamaquoddy Tribe under current law.

LD 585 **An Act Regarding the Processing of Absentee Ballots Prior to Election Day** **ONTP**

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

Under current law, municipal clerks are authorized to process absentee ballots on the Monday before the election as long as established notice, inspection, processing and security procedures are followed. This bill allows municipal clerks to process absentee ballots on the Saturday or Monday before the election, or both, as long as all these procedures are followed.

LD 616 **An Act To Allow Certain Wine and Hard Cider Manufacturing Partnerships** **PUBLIC 185 EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TIMBERLAKE MASON	OTP-AM	H-265 S-195 CYRWAY

This bill clarifies that hard cider manufactured by the holder of a winery or small winery license is subject to the same provisions as wine. The bill provides that one of the additional locations where a small winery may sell its product, including hard cider, may be at the farm or orchard where the fruit used to make the cider was harvested. It also provides that the farm or orchard must be owned by the license holder but may be a corporation that is separate from the winery.

Committee Amendment "A" (H-265)

This amendment replaces the bill. The amendment establishes a tenant winery license similar to the tenant brewery license in current law. Under the amendment, a tenant winery must have approval from the United States Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau authorizing an alternating proprietorship with another winery. The amendment allows up to nine tenant wineries per host winery. A tenant winery may share or rent the facilities and equipment of the host winery under certain conditions, including maintaining control of their own raw ingredients and complying with reporting requirements of the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations. Since manufacturers of hard cider are licensed as wineries under current law, this amendment applies to the manufacture of hard cider as well as wine.

Senate Amendment "A" To Committee Amendment "A" (S-195)

Joint Standing Committee on Veterans and Legal Affairs

This amendment adds an emergency preamble and emergency clause.

Enacted Law Summary

Public Law 2015, chapter 185 establishes a tenant winery license similar to the tenant brewery license in current law. Under this law, a tenant winery must have approval from the United States Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau authorizing an alternating proprietorship with another winery. Chapter 185 allows up to nine tenant wineries per host winery. A tenant winery may share or rent the facilities and equipment of the host winery under certain conditions, including maintaining control of their own raw ingredients and complying with reporting requirements of the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations. Since manufacturers of hard cider are licensed as wineries under current law, this law applies to the manufacture of hard cider as well as wine.

Public Law 2015, chapter 185 was enacted as an emergency measure effective June 15, 2015.

LD 617 An Act To Change Municipal Campaign Contribution Limits Died Between Houses

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CHIPMAN LIBBY	OTP-AM	

This bill reduces the maximum allowable contribution to a municipal candidate from \$750 to \$350, which was the limit prior to January 1, 2012.

Committee Amendment "A" (H-167)

This amendment adds to the bill a provision that applies the \$350 campaign contribution limit in the bill for candidates for municipal office to candidates for a county office and establishes an effective date for the bill of January 1, 2016.

LD 618 An Act To Facilitate the Production of Hard Cider in Maine ONTP

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

This bill allows the holder of a brewery or small brewery license to manufacture hard cider.

LD 619 An Act To Limit the Participation of Candidates and Legislators in Political Action Committees and Nonprofit Entities Conducting Political Activities ONTP

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

This bill prohibits a candidate or current Legislator from soliciting contributions for or playing any role in a political action committee or a nonprofit entity unless the organization limits its activities to ballot questions for the