

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

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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.

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 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 635 An Act To Allow B.Y.O.B. Function Permit Holders To Hold Multiple
Events at the Same Location**

PUBLIC 106

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DILL TIPPING-SPITZ	OTP-AM ONTP	S-75

This bill authorizes a person who has been issued a B.Y.O.B. function permit from the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations to hold multiple functions over a period of two calendar years as long as the bureau is provided notice at least 24 hours prior to each function. The bill also provides that a B.Y.O.B. function may be held outside of established premises, including but not limited to open space and parking lots adjacent to a facility where sporting events take place.

Committee Amendment "A" (S-75)

This amendment replaces the bill and is the majority report of the committee. The amendment provides that a B.Y.O.B. permit holder may be issued a 12-month permit that allows for multiple events over that period as long as the events are held at the same location. The bill allows a two-year permit and provides that a B.Y.O.B. function may be held outside of the established premises.

Enacted Law Summary

Public Law 2015, chapter 106 provides that a B.Y.O.B. permit holder may be issued a 12-month permit that allows for multiple events over that period as long as the events are held at the same location.

**LD 677 An Act To Amend the Election Laws Concerning Candidates and
Nominees**

ONTP

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

This bill makes changes to the laws governing the withdrawal and replacement of candidates for an office other than United States Senator, Representative to Congress or Governor. It amends the requirements that must be met in order for a political committee to make a replacement nomination. It requires notification of a meeting to name a replacement candidate and it requires that a minimum of five residents of the electoral district who are members of the political party making the replacement attend the meeting.

**LD 678 An Act Concerning the Ability of On-premises Liquor Licensees To
Dispense Liquor in Sealed Refillable Containers**

**Accepted Majority
(ONTP) Report**

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

This bill allows on-premises retail liquor licensees to dispense liquor from kegs into sealable refillable containers for resale.

Committee Amendment "A" (H-205)

This amendment, which is the minority report of the committee, provides for specific conditions that must be met in

Joint Standing Committee on Veterans and Legal Affairs

order for an on-premises licensee that is not a brewery or small brewery to sell malt liquor for off-premises consumption in refillable containers. In order for a licensee to be able to sell malt liquor in refillable containers, it must offer at least 25 brands of malt liquor on tap at the licensee's establishment. It also requires that the refillable containers be unique to the licensee and may be filled only upon request of a customer with malt liquor produced by small breweries or malt liquor manufactured outside the United States.

LD 684 An Act To Amend the Authorized Hours during Which Liquor May Be Sold and Purchased PUBLIC 74

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KINNEY J PATRICK	OTP-AM ONTP	H-60

This bill allows a holder of a liquor license to sell or deliver liquor from 5 a.m. on any day until 1 a.m. of the following day except in those areas in which liquor may not be sold on Sundays. The bill also amends sections of law that deal with the sale of liquor on Sundays to reflect this change.

Committee Amendment "A" (H-60)

This amendment, which is the majority report of the committee, provides that vessels licensed to sell alcoholic beverages for on-premises consumption may do so until 1 a.m. of the following day, which is consistent with the time allowed for other on-premises licensees under current law.

Enacted Law Summary

Public Law 2015, chapter 74 allows a holder of a liquor license to sell or deliver liquor from 5 a.m. on any day until 1 a.m. of the following day except in those areas in which liquor may not be sold on Sundays. It also clarifies that vessels licensed to sell alcoholic beverages for on-premises consumption may do so until 1 a.m. of the following day, which is consistent with the time allowed for other on-premises licensees under the law.

LD 693 An Act To Amend the Military Bureau Laws PUBLIC 120

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CYRWAY LUCHINI	OTP-AM	S-97

This bill provides that records of the Department of Defense, Veterans and Emergency Management, Military Bureau may not be disclosed to the public. It provides that the Maine Army National Guard may receive seized money and assets for counter-drug activities.

Committee Amendment "A" (S-97)

The bill adds a provision to the Maine Revised Statutes, Title 15 regarding counter-drug activities by the Maine National Guard. This amendment retains that provision but moves it to Title 37-B. The amendment also strikes the provision of the bill that specifies that records of the Department of Defense, Veterans and Emergency Management, Military Bureau may not be disclosed to the public. The amendment also adds an appropriations and allocations section.

Enacted Law Summary

Public Law 2015, chapter 120 provides that the Maine Army National Guard may receive seized assets and money resulting from counter-drug activities for which the Maine Army National Guard provided assistance.