

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals  
(may include minor formatting differences from printed original)

STATE OF MAINE  
128<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSION



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

**JOINT SELECT COMMITTEE ON MARIJUANA  
LEGALIZATION IMPLEMENTATION**

August 2017

**MEMBERS:**

SEN. ROGER J. KATZ, CHAIR  
SEN. KIMBERLEY C. ROSEN  
SEN. JOYCE A. MAKER  
SEN. MARK N. DION  
SEN. SUSAN A. DESCHAMBAULT

REP. TERESA S. PIERCE, CHAIR  
REP. KIMBERLY J. MONAGHAN  
REP. SCOTT M. HAMANN\*  
REP. AARON M. FREY\*  
REP. CRAIG V. HICKMAN  
REP. ERIK C. JORGENSEN  
REP. LYDIA C. BLUME  
REP. DONALD G. MAREAN  
REP. BRUCE A. BICKFORD  
REP. LANCE EVANS HARVELL  
REP. PATRICK W. COREY  
REP. MICHAEL D. PERKINS  
REP. KENT ACKLEY

**STAFF:**

JANE ORBETON, SENIOR LEGISLATIVE ANALYST  
DANIELLE FOX, LEGISLATIVE ANALYST  
DANIEL TARTAKOFF, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670  
<http://legislature.maine.gov/legis/opla/>

\*Committee member for a portion of the session

# STATE OF MAINE

128<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSION



## 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 128<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. 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 128<sup>th</sup> Legislature is Wednesday, November 1, 2017. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

*Joint Select Committee on Marijuana Legalization Implementation*

**LD 734**      **An Act Extending the Time Period for Municipalities To Approve  
Marijuana Businesses**      **CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BLUME L		

This bill extends the time period, from 14 business days to 60 business days, within which a municipality is required to either approve or deny an application for a marijuana business.

This bill was carried over to any special or regular session of the 128th Legislature by joint order, H.P. 1138.

**LD 797**      **An Act To Fund Railroad Infrastructure and Operations**      **CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TALBOT ROSS R DION M		

This bill requires 20% of revenue from the sales tax on retail marijuana and retail marijuana products to be transferred to the Multimodal Transportation Fund to be used for the multimodal forms of transportation, limited to passenger marine, road surface and passenger rail transit, of the State, municipalities and multimodal providers supporting passenger rail operations. Priority investment must be targeted to those railroad corridors that could support passenger and freight operations and enhance the movement of agricultural products.

This bill was carried over to any special or regular session of the 128th Legislature by joint order, H.P. 1138.

**LD 798**      **An Act To Clarify the Intent of the Licensing Provisions in the  
Marijuana Legalization Act**      **CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HARVELL L DION M		

This bill amends the Marijuana Legalization Act to require the state licensing authority, when issuing a license under the Act, to give preference to individuals who are residents of this State and to businesses that are organized or incorporated in this State. This bill also requires any licenses issued for retail marijuana cultivation facilities to be issued in an equal number between those facilities with 3,000 square feet or less of plant canopy and those with more than 3,000 square feet of plant canopy.

This bill was carried over to any special or regular session of the 128th Legislature by joint order, H.P. 1138.

**LD 799**      **An Act To Protect Landlords and Tenants from the Deleterious Effects  
of Marijuana Use**      **CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HANDY J		