

MAINE STATE LEGISLATURE

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STATE OF MAINE
128TH LEGISLATURE
FIRST REGULAR SESSION



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

**JOINT STANDING COMMITTEE ON HEALTH AND
HUMAN SERVICES**

August 2017

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128TH 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 128th 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 128th 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 Standing Committee on Health and Human Services

LD 1636

An Act To Allow Municipalities To Establish Ordinances Banning or Restricting Marijuana Caregivers within 500 Feet of a School

**PUBLIC 271
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BERRY S	OTP-AM	H-509

This bill amends the Maine Medical Use of Marijuana Act to allow a municipality to adopt an ordinance that prohibits the location of primary caregivers within 500 feet of the property line of a preexisting school.

Committee Amendment "A" (H-509)

This amendment allows a municipality to adopt an ordinance establishing a moratorium on the location within 500 feet of a preexisting public or private school of new or expanded facilities where registered primary caregivers cultivate marijuana plants. Any ordinance adopted may only be adopted until July 1, 2018. Any ordinance adopted may not affect permits or providers that have been approved prior to the adoption of the ordinance. The Joint Standing Committee on Health and Human Services may report out legislation on this topic to the Second Regular Session of the 128th Legislature.

Enacted Law Summary

Public Law 2017, chapter 271 allows a municipality to adopt an ordinance establishing a moratorium on the location within 500 feet of a preexisting public or private school of new or expanded facilities where registered primary caregivers cultivate marijuana plants. It provides that any ordinance adopted may only be adopted until July 1, 2018. It also provides that any ordinance adopted may not affect permits or providers that have been approved prior to the adoption of the ordinance. It authorizes the Joint Standing Committee on Health and Human Services to report out legislation on this topic to the Second Regular Session of the 128th Legislature.

Public Law 2017, chapter 271 was enacted as an emergency measure effective June 23, 2017.