

# 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 SPECIAL, SECOND REGULAR AND SECOND SPECIAL SESSIONS



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

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

October 2018

**STAFF:**

DANIELLE FOX, LEGISLATIVE ANALYST  
COLLEEN MCCARTHY REID, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670  
<http://legislature.maine.gov/lopla/>

**MEMBERS:**

SEN. GARRETT P. MASON, CHAIR  
SEN. RONALD F. COLLINS  
SEN. MICHAEL E. CARPENTER

REP. LOUIS J. LUCHINI, CHAIR  
REP. THOMAS R. W. LONGSTAFF  
REP. JOHN C. SCHNECK  
REP. KIMBERLY J. MONAGHAN  
REP. CRAIG V. HICKMAN  
REP. BRADLEE THOMAS FARRIN  
REP. KATHLEEN R. J. DILLINGHAM  
REP. SHELDON MARK HANINGTON  
REP. DUSTIN MICHAEL WHITE  
REP. OWEN D. CASÁS

# STATE OF MAINE

128<sup>TH</sup> LEGISLATURE

FIRST SPECIAL, SECOND REGULAR AND SECOND SPECIAL SESSIONS



## LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contain summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Special, Second Regular and Second Special Sessions 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 dates for non-emergency legislation enacted in the First Special, Second Regular or Second Special Sessions of the 128<sup>th</sup> Legislature are: Monday, February 5, 2018; Wednesday, August 1, 2018; and Thursday, December 13, 2018, respectively. 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 1780**

**An Act To Transfer Funds to the Maine Clean Election Fund To Provide Adequate Funding for Maine Clean Election Fund Candidates**

**Died On Adjournment**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM ONTP	H-665

This bill was carried over on the Special Appropriations Table from the Second Regular Session to the next special session by joint order S.P. 748.

This bill provides funding to the Maine Clean Election Fund in order to ensure that adequate funds are available to candidates participating in the Maine Clean Election Act.

**Committee Amendment "A" (H-665)**

This amendment reduces the appropriation to the Maine Clean Election Fund proposed in the bill from \$1,700,000 to \$700,000.

**LD 1786 An Act Regarding Maine's Liquor Laws**

**PUBLIC 347**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LUCHINI L	OTP-AM	H-619

This bill clarifies provisions in existing law authorizing a licensed manufacturer to hold a license for a retail establishment where liquor is consumed on the premises. The bill also repeals a provision that requires the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations to establish rules for the separation of areas where the privilege of a liquor license may be exercised from where it may not be exercised.

**Committee Amendment "A" (H-619)**

This amendment provides that distilled spirits may be donated to charitable organizations by both in-state and out-of-state manufacturers. It also clarifies how those donations are processed by the State or the State's wholesale liquor provider. This amendment provides that a manufacturer in the State is entitled to have a retail license under the Maine Revised Statutes, Title 28-A, chapter 43 per licensed manufacturing location, either on the premises of the manufacturing facility or at another location. The amendment also clarifies that liquor sold under a retail license issued pursuant to chapter 43 may not be consumed on any part of the premises where patrons are not generally permitted.

**Enacted Law Summary**

Public Law 2017 c. 347 amends provisions in the liquor laws authorizing a licensed manufacturer to hold a license for a retail establishment where liquor is consumed on the premises. It clarifies that a manufacturer may also hold a license for an establishment licensed to sell liquor for consumption on the premises, under Title 28-A, Chapter 43 as long as the same person or persons have a controlling interest in both. The Chapter 43 license may be sited at the manufacturing facility location or at another location. It also clarifies that the manufacturing facility and the Chapter 43 establishment may be accessed by the same entrance. It also provides that liquor sold under the Chapter 43 license may not be consumed on any part of the premises where patrons are not generally permitted.

It repeals a provision that requires the Department of Administrative and Financial Services, Bureau of Alcoholic