

MAINE STATE LEGISLATURE

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STATE OF MAINE
129TH LEGISLATURE
FIRST REGULAR SESSION



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

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

August 2019

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STATE OF MAINE

129TH 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 129th 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 129th Legislature is Thursday, September 19, 2019. 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 878 An Act To Make Clean Election Filing Deadlines Consistent for All Candidates

Accepted Majority (ONTP) Report

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

This bill changes the date on which a candidate who is not enrolled in a party must file to participate in the Maine Clean Election Act from April 20th to June 1st for a candidate for the Legislature and from April 1st to June 1st for a candidate for Governor. The new deadline, June 1st, matches the deadline under current law for an unenrolled candidate for the Legislature or for Governor to file a nomination petition with the Secretary of State.

Committee Amendment "A" (H-53)

This amendment, which is the minority report of the committee, removes the change in the bill of the date on which a gubernatorial candidate who is not enrolled in a party must file to participate in the Maine Clean Election Act.

The amendment retains the portion of the bill that changes from April 1st to June 1st the date on which a state legislative candidate who is not enrolled in a party must file to participate in the Maine Clean Election Act.

This amendment was not adopted.

LD 929 An Act Regarding the Use of Maine Clean Election Act Funds for Salaries

Accepted Majority (ONTP) Report

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COOPER J CARPENTER M	ONTP OTP-AM	

This bill provides that a person employed on a campaign by a certified candidate under the Maine Clean Election Act may not be paid a salary and consulting fees by the candidate or the candidate's committee in excess of the annual salary of the Governor.

Committee Amendment "A" (H-165)

This amendment, which is the minority report of the committee, provides that a person employed on a campaign by a certified candidate under the Maine Clean Election Act may not be paid a salary or consulting fees in excess of \$70,000, the current annual salary of the Governor.

LD 999 An Act To Allow Medical and Adult Use Marijuana Stores To Share a Common Space

CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MIRAMANT D		

This bill allows the use of a shared facility for retail sale of adult use marijuana and adult use marijuana products and sale of marijuana and marijuana products for medical use, as long as the adult use marijuana and adult use marijuana products are sold using a different cash register than that used for sales of marijuana and marijuana products for medical use.

Joint Standing Committee on Veterans and Legal Affairs

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

LD 1015 An Act To Support Maine Craft Distillers

**PUBLIC 168
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LUCHINI L GIDEON S	OTP-AM	S-93

This bill exempts the holder of a small distillery license from bailment or other distribution fees if the product sold by that license holder, either for on-premises or off-premises consumption, was not transported to a warehouse operated by the State or a wholesaler contracted by the State.

Committee Amendment "A" (S-93)

This amendment strikes and replaces the bill and adds an emergency preamble and emergency clause. The amendment provides that the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations is required to set the price of spirits produced by a licensed Maine small distillery and retained by that small distillery for sale directly to customers at a discount of 22.75% off the list price. This discount rate is greater than the discount that an agency liquor store is given off of the list price when it purchases spirits produced by a small distillery because, unlike spirits purchased by an agency liquor store, the spirits retained by the small distillery are not transported to a warehouse operated by the bureau or by a wholesaler contracted by the bureau and then distributed by that wholesaler to another location.

Enacted Law Summary

Public Law 2019, chapter 168 provides that the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations is required to set the price of spirits produced by a licensed Maine small distillery and retained by that small distillery for sale directly to customers at a discount of 22.75% off the list price. This discount rate is greater than the discount that an agency liquor store is given off of the list price when it purchases spirits produced by a small distillery because, unlike spirits purchased by an agency liquor store, the spirits retained by the small distillery are not transported to a warehouse operated by the bureau or by a wholesaler contracted by the bureau and then distributed by that wholesaler to another location.

Public Law 2019, chapter 168 was enacted as an emergency measure effective May 30, 2019.

LD 1020 An Act to Modify the Number of Retail Liquor Licenses Allowed in Certain Municipalities

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
POULIOT M STROM S	ONTP	

This bill allows the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations to license up to eight agency liquor stores in a municipality with a population of at least 16,001 but less than 30,001; current law requires a population of at least 20,001 before a municipality qualifies for eight agency liquor stores. The population threshold to qualify for five agency liquor stores remains at 10,001.

The committee considered this bill in concert with LD 1068 and LD 1078, each of which also proposed to change the number of agency liquor stores allowed in each municipality. Ultimately, LD 1078 was enacted as Public Law 2019, chapter 74.