

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 CRIMINAL JUSTICE
AND PUBLIC SAFETY**

August 2019

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STAFF:

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

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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 Criminal Justice and Public Safety

1. Lists as mandatory the specific codes that must comprise the Maine Uniform Building and Energy Code;
2. Requires that each new version of a code or standard that is part of the Maine Uniform Building and Energy Code must be reviewed as it is published and that the Technical Building Codes and Standards Board must adopt either the most recent edition or the previous edition of each code or standard;
3. Makes the Maine Uniform Building and Energy Code applicable statewide but does not require municipalities under 4,000 residents to enforce the code; and
4. Provides that the Director of the Efficiency Maine Trust serves as a nonvoting member of the Technical Building Codes and Standards Board.

Enacted Law Summary

Public Law 2019, chapter 391 does the following:

1. Lists as mandatory the specific codes that must comprise the Maine Uniform Building and Energy Code;
2. Requires that each new version of a code or standard that is part of the Maine Uniform Building and Energy Code must be reviewed as it is published and that the Technical Building Codes and Standards Board must adopt either the most recent edition or the previous edition of each code or standard;
3. Makes the Maine Uniform Building and Energy Code applicable statewide but does not require municipalities under 4,000 residents to enforce the code; and
4. Provides that the Director of the Efficiency Maine Trust serves as a nonvoting member of the Technical Building Codes and Standards Board.

LD 1534 An Act To Amend Maine Fireworks Laws To Include Flame Effects

PUBLIC 249

Sponsor(s)
WARREN C

Committee Report
OTP-AM

Amendments Adopted

This bill amends fireworks laws in the following ways:

1. By adding the term "flame effects" to the definition of "display";
2. By adding flame effects to the types of displays for which a permit must be obtained; and
3. By removing the requirement that indoor pyrotechnic events be monitored by the State Fire Marshal or the State Fire Marshal's designee and instead requiring that indoor pyrotechnic and flame effects events be inspected by the State Fire Marshal or the State Fire Marshal's designee.

Committee Amendment "A" (H-286)

This amendment adds an emergency preamble and emergency clause in order for the bill to take effect when approved and provide inspections for flame effects shows during the summer and fall 2019 seasons.

This amendment was not adopted.

Enacted Law Summary

Joint Standing Committee on Criminal Justice and Public Safety

Public Law 2019, chapter 249 amends the fireworks laws in the following ways:

1. By adding the term "flame effects" to the definition of "display;"
2. By adding flame effects to the types of displays for which a permit must be obtained; and
3. By removing the requirement that indoor pyrotechnic events be monitored by the State Fire Marshal or the State Fire Marshal's designee and instead requiring that indoor pyrotechnic and flame effects events be inspected by the State Fire Marshal or the State Fire Marshal's designee.

LD 1543 An Act To Amend the Maine Uniform Building and Energy Code

PUBLIC 392

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CHIPMAN B	OTP-AM ONTP	S-235

This bill amends provisions regarding the Maine Uniform Building and Energy Code by requiring the Technical Building Codes and Standards Board to adopt and maintain an appendix to the Maine Uniform Building and Energy Code that contains energy conservation and efficiency requirements that exceed the requirements in the code, to make the appendix available for voluntary adoption by municipalities and to maintain a list of those municipalities on the board's publicly accessible website.

Committee Amendment "A" (S-235)

This amendment requires that as the Maine Uniform Building and Energy Code is updated the Technical Building Codes and Standards Board ensure that the appendix continues to exceed the energy conservation and efficiency standards contained in the Maine Uniform Building and Energy Code.

Enacted Law Summary

Public Law 2019, chapter 392 requires the Technical Building Codes and Standards Board to adopt a voluntary appendix to the Maine Uniform Building and Energy Code that contains energy conservation and efficiency standards that exceed those contained in the Maine Uniform Building and Energy Code. The bill also requires the Technical Building Codes and Standards Board to ensure the appendix continues to exceed the energy conservation and efficiency standards contained in the Maine Uniform Building and Energy Code as the code is updated.

LD 1550 An Act To Create a Victims' Compensation Fund for Victims of Property Crimes

HELD BY GOVERNOR

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LIBBY N	OTP-AM ONTP	S-305 S-356 LIBBY N

This bill creates the Victims' Property Compensation Fund to compensate victims of crimes in which the victims suffered property losses, patterned after the existing Victims' Compensation Fund, which compensates victims of crimes for damages resulting from personal injuries resulting from those crimes. The Victims' Property Compensation Fund is funded by an assessment of \$10 on any person convicted of murder or a Class A crime, Class B crime or Class C crime and \$5 on any person convicted of a Class D crime or Class E crime and may compensate a victim of a property crime up to \$5,000 for property losses or insurance deductibles paid pursuant to an insurance claim as a result of the property loss. The bill provides that the existing Victims' Compensation Board hears claims made upon the Victims' Property Compensation Fund.