

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 scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

STATE OF MAINE
ONE HUNDRED AND ELEVENTH LEGISLATURE
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON
Judiciary

BILL SUMMARY



JULY, 1983

Prepared by:

John R. Selser, Legislative Counsel
and
Martha E. Freeman, Legislative Counsel
Judiciary Committee

Office of Legislative Assistants
State House, Station 13 Augusta, Maine 04333
(207) 289-2486

580 AN ACT REGARDING MULTIPLE SENTENCES OF IMPRISONMENT Joyce PL 1983, c. 408

SUMMARY: Provides that sentences imposed for assaults on officers and trafficking in prison contraband shall run consecutively to any other sentence being served. Current law provides for consecutive sentences only when the subsequent crime is escape. The new provisions also eliminate the ability to suspend any portion of the consecutive sentence in these circumstances.

581 AN ACT CONCERNING THE PLEA OF INNOCENT BY REASON OF INSANITY Nelson LV/WD

SUMMARY: Sought to make the same changes in Maine's laws relating to the insanity defense that LD 579 proposed.

598 AN ACT RELATING TO THE NONLIABILITY OF PHYSICIANS OR OTHER PERSONS WHO VOLUNTARILY REPORT PHYSICAL OR MENTAL IMPAIRMENTS OF LICENSEES TO THE SECRETARY OF STATE Carroll,G. PL 1983, c. 162

SUMMARY: Amended the law regarding the medical advisory board which advises the Secretary of State concerning medical problems which might impair a licensed driver's ability to drive safely. Made some administrative changes and expanded the protection from liability for anyone who, in good faith, notifies the Secretary of State about such medical problems.

664 AN ACT TO ALLOW THE DISTRICT COURT TO GRANT RESTITUTION IN CASES OF UNFAIR TRADE PRACTICES Perkins,T. PL 1983, c. 29 (new draft LD 146)

SUMMARY: Permits the District Court to hear any unfair trade practices case. Current law permits the District Court to hear an unfair trade practices case only as a small claim seeking \$1,000 or less. All other unfair trade practices cases must be heard in Superior Court. This then gives the District Court concurrent jurisdiction with the Superior court to hear these cases and to grant restitution or any other appropriate equitable relief.

678 AN ACT CONCERNING APPEALS BY THE STATE IN CRIMINAL CASES Trafton PL 1983, c. 105

SUMMARY: Permits courts to grant prosecutors extensions in the time of taking appeals from judgments or orders in criminal cases. The current statute establishes an unalterable 20 day time limit. The new changes permit the court to provide by court rule for conditions under which extensions may be given. Current court rules for example, permit the defendant an extension in the time of filing an appeal when the need for that extension is based on excusable neglect.