

# 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 THIRTEENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON  
JUDICIARY  
BILL SUMMARY



JUNE 1987

PREPARED BY:

Martha Freeman and Gilbert Brewer

OFFICE OF POLICY AND LEGAL ANALYSIS  
STATE HOUSE, STATION 13 AUGUSTA, MAINE 04333  
(207) 289-1670

HELEN T. GINDER, DIRECTOR  
HAVEN WHITESIDE, DEP. DIRECTOR  
GILBERT W. BREWER  
DAVID C. ELLIOTT  
GRO FLATEBO  
MARTHA E. FREEMAN, SR. ATTY.  
JERI B. GAUTSCHI  
CHRISTOS GIANOPOULOS  
WILLIAM T. GLIDDEN, JR.



STATE OF MAINE  
**OFFICE OF POLICY AND LEGAL ANALYSIS**

ROOM 101/107  
STATE HOUSE STATION 13  
AUGUSTA, MAINE 04333  
TEL.: (207) 289-1670

JULIE S. JONES  
JOHN B. KNOX  
EDWARD POTTER  
MARGARET J. REINSCH  
LARS H. RYDELL  
JOHN R. SELSER  
CAROLYN J. CHICK, PARALEGAL  
ROBERT W. DUNN, RES. ASST.  
HARTLEY PALLESCHI, JR., RES. ASST.  
KATHRYN VAN NOTE, RES. ASST.

ONE HUNDRED AND THIRTEENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE  
BILL SUMMARIES  
JUNE 1987

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The summaries are arranged by LD number under each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor if it is a floor amendment or the designation "COMMITTEE" if it is a committee amendment.

Final action for each bill is listed to the right of the title. If final House action and Senate action differ, both are listed.

Please let us know if you would prefer a different format or additional information and if the summaries are helpful.

Key to Committee Reports and Floor Action:

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-A	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

LD AN ACT TO AMEND THE STATE ANTITRUST LAWS  
266

PL 1987  
c. 60

Sponsor: PARADIS, P., Warren, Brannigan  
Committee Report: OTP-A  
Amendments Adopted:  
H-44 COMMITTEE

SUMMARY: LD 266 proposed to make State antitrust law consistent with the federal laws by exempting local government units and local government officials from the triple damages provision of the antitrust law.

The Committee Amendment (H-44) added an application section to clarify that the new provisions would not apply to pending actions except in certain limited circumstances.

LD AN ACT TO CREATE THE LITIGATION ACCOUNTABILITY  
268 ACT

CARRY-OVER

Sponsor: HILLOCK, Collins  
Committee Report: Carry-Over

SUMMARY: The bill primarily seeks to require the court in any civil action to award reasonable attorneys fees and costs against any attorney or party who brings or defends a civil action that the court determines lacks substantial justification.

LD AN ACT TO CREATE A NONECONOMIC DAMAGES AWARD  
269 ACT

CARRY-OVER

Sponsor: HILLOCK, Collins  
Committee Report: Carry-Over

SUMMARY: The bill primarily seeks to limit damage awards in personal injury actions to economic damages of any amount and noneconomic damages of no more than \$250,000 or the amount of economic damages awarded, whichever amount is greater.

LD AN ACT RELATING TO ENFORCEMENT OF ACCESSIBILITY  
282 STANDARDS FOR PLACES OF PUBLIC ACCOMMODATIONS

ND LD 1349

Sponsor: ANDREWS, Gauvreau, Warren, Paradis, P.  
Committee Report: OTP-ND LD 1349

SUMMARY: See New Draft, LD 1349.