# MAINE STATE LEGISLATURE

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# STATE OF MAINE
# 114TH LEGISLATURE
# FIRST REGULAR SESSION

# BILL SUMMARY
# JOINT STANDING COMMITTEE
# ON
# JUDICIARY

## JULY 1989

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* Denotes Chair

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# ONE HUNDRED AND FOURTEENTH LEGISLATURE
# FIRST REGULAR SESSION

## JOINT STANDING COMMITTEE
## BILL SUMMARIES
## AUGUST 1989

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 for each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action is listed to the right of the title. If final House and Senate action differ, both are listed. Committee Reports and Floor Action are abbreviated as follows:

| | |
|---|---|
| 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 |

Each individual summary was prepared by the analyst assigned, as noted for each committee. But, this document was produced by the efforts of all the office staff, including Research Assistant Barbara McGinn, and secretaries: Charlene Brann, and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.

Committee Amendment "A" (H-325) provides when attorney's fees may be awarded.

House Amendment "A" (H-363) makes a technical correction.

Senate Amendment "A" (S-236) clarifies that the conduct prohibited is only intentional conduct.

**LD 1290 An Act to Increase the Punishment for Trafficking in and Possession of Cocaine** **PUBLIC 538**

| SPONSOR(S) | COMMITTEE REPORT | AMENDMENTS ADOPTED |
|---|---|---|
| COTE | OTP-AM | H-339 |
| MARTIN J | | S-409 PEARSON |
| BREWER | | |
| PEDERSON | | |

SUMMARY

The bill would expand "aggravated trafficking" to include trafficking in over 500 grams of cocaine.

Committee Amendment "A" (H-339) retitled the bill. It reduces the amount of cocaine necessary for aggravated trafficking to 112 grams. It also creates the Class B crime of possession of more than 14 grams of cocaine.

**LD 1292 An Act Regarding Tort Liability for Defective or Unreasonably Dangerous Goods** **LV/WD**

| SPONSOR(S) | COMMITTEE REPORT | AMENDMENTS ADOPTED |
|---|---|---|
| LAWRENCE | LV/WD | |
| ANTHONY | | |
| GAUVREAU | | |

SUMMARY

The bill would change product liability to be decided upon the "consumer contemplation test."

**LD 1305 An Act to Clarify the Method of Taxing Costs in Civil Actions** **LV/WD**

| SPONSOR(S) | COMMITTEE REPORT | AMENDMENTS ADOPTED |
|---|---|---|
| CONLEY | LV/WD | |

SUMMARY

The bill would amend the method by which courts set certain costs in civil matters. (See LD 1358)