

# 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  
115TH LEGISLATURE**

**FIRST REGULAR SESSION  
AND  
FIRST SPECIAL SESSION**

**BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
LEGAL AFFAIRS**

**AUGUST 1991**

***Staff:***

*Deborah C. Friedman, Legislative Analyst*

*Office of Policy and Legal Analysis  
Room 101, State House Station 13  
Augusta, ME 04333  
(207) 289-1670*

***MEMBERS:***

*\*Sen. Jeffery N. Mills  
Sen. Judy C. Kany  
Sen. Charles E. Summers*

*\*Rep. Mark W. Lawrence  
Rep. John Jalbert  
Rep. Charles C. Plourde  
Rep. Beverly C. Daggett  
Rep. Thomas E. Poulin  
Rep. Fred L. Richardson  
Rep. Albert G. Stevens  
Rep. Helen M. Tupper  
Rep. Walter W. Hichens  
Rep. Rodney V. Bowers*

*\*Denotes Chair*

MARTHA E. FREEMAN, DIRECTOR  
WILLIAM T. GLIDDEN, JR., PRINCIPAL ANALYST  
ULIE S. JONES, PRINCIPAL ANALYST  
DAVID C. ELLIOTT, PRINCIPAL ANALYST  
DON CLARK  
DYAN M. DYTTER  
BRO FLATEBO  
DEBORAH C. FRIEDMAN  
MICHAEL D. HIGGINS  
KANE ORBETON



KAREN L. HRUBY  
JILL IPPOLITI  
JOHN B. KNOX  
PATRICK NORTON  
MARGARET J. REINSCH  
PAUL J. SAUCIER  
HAVEN WHITESIDE  
MILA M. DWELLEY, RES. ASST.  
ROY W. LENARDSON, RES. ASST.  
BRET A. PRESTON, RES. ASST.

STATE OF MAINE  
OFFICE OF POLICY AND LEGAL ANALYSIS  
ROOM 101/107/135  
STATE HOUSE STATION 13  
AUGUSTA, MAINE 04333  
TEL.: (207) 289-1670

**ONE HUNDRED AND FIFTEENTH LEGISLATURE  
FIRST REGULAR SESSION  
AND  
FIRST SPECIAL SESSION  
JOINT STANDING COMMITTEE  
BILL SUMMARIES  
AUGUST 1991**

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 volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

All adopted amendments are listed, by paper number (e.g., H - 584 or S - 222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

|                                   |   |
|-----------------------------------|---|
| <b>PUBLIC XXX</b>                 | <i>Chapter # of enacted Public Law</i>                              |
| <b>P&amp;S XXX</b>                | <i>Chapter # of enacted Private &amp; Special Law</i>               |
| <b>RESOLVE XXX</b>                | <i>Chapter # of enacted Resolve</i>                                 |
| <b>CON RES XXX</b>                | <i>Chapter # of Constitutional Resolution passed by both Houses</i> |
| <b>EMERGENCY</b>                  | <i>Enacted law takes effect sooner than 90 days</i>                 |
| <b>CARRIED OVER</b>               | <i>Bill carried over to 2nd Session</i>                             |
| <b>FAILED EMERGENCY ENACTMENT</b> | <i>Bill failed to get 2/3 vote</i>                                  |
| <b>ONTP</b>                       | <i>Ought Not to Pass report accepted</i>                            |
| <b>LVWD</b>                       | <i>Leave to Withdraw report accepted</i>                            |
| <b>INDEF PP</b>                   | <i>Bill Indefinitely Postponed</i>                                  |
| <b>DIED BETWEEN BODIES</b>        | <i>House &amp; Senate disagree; bill died</i>                       |
| <b>VETO SUSTAINED</b>             | <i>Legislature failed to override Governor's Veto</i>               |
| <b>UNSIGNED</b>                   | <i>Not signed by Governor within 10 days</i>                        |
| <b>DIED ON ADJOURNMENT</b>        | <i>Action incomplete when 1st session ended</i>                     |

These summaries were prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

If you have any suggestions or comments on these summaries, please let us know.

## Joint Standing Committee on Legal Affairs

**LD 24**      **Resolve, Authorizing Mark Tamecki to Bring a Civil Action against the State**      **LV/MD**

| SPONSOR(S)       | COMMITTEE REPORT | AMENDMENTS ADOPTED |
|------------------|------------------|--------------------|
| DIPIETRO<br>GILL | LV/WD            |                    |

### SUMMARY

This resolve would have authorized Mark Tamecki to sue the State for damages resulting from an alleged clerical error in title records maintained by the Division of Motor Vehicles, which resulted in Mr. Tamecki's overpayment for a 1979 model truck and in the payment of higher insurance coverage and excise tax.

**LD 27**      **An Act to Amend the Laws Governing Disposition of Lost Goods**      **LV/MD**

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

### SUMMARY

Under current law, a finder of lost money or goods has a duty to give and post certain notices if the property has a value of \$3 or more and an additional duty to publish notice if the value is \$10 or more. This bill would have retained the same duties, but increased the dollar value amounts at which the duties are imposed to \$300 and \$500.

**LD 35**      **An Act to Change the Date for Statewide Primary Election**      **ONTP**

| SPONSOR(S) | COMMITTEE REPORT | AMENDMENTS ADOPTED |
|------------|------------------|--------------------|
| BALDACCI   | ONTP             |                    |

### SUMMARY

This bill would have changed the date for statewide primaries from the 2nd Tuesday in June to the 2nd Tuesday in September. See also LD 310.

**LD 37**      **An Act Related to Pool Enclosures within 150 Feet of a Lake or Stream (By Request)**      **LV/MD**

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

### SUMMARY

This bill would have exempted a swimming pool located within 150 feet of a great pond, stream or other shoreland zoning area from the law requiring fences around swimming pools.