

# MAINE STATE LEGISLATURE

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**STATE OF MAINE  
115TH LEGISLATURE**

**FIRST REGULAR SESSION  
AND  
FIRST SPECIAL SESSION**

**BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
JUDICIARY**

**AUGUST 1991**

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**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.

**LD 752 An Act to Recriminalize Intoxication**

LV/WD

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
MARSANO	LV/WD	
GOULD R R		
KETTERER		

**SUMMARY**

The bill would have reinstated the crime of public intoxication, making it a Class E crime to appear in a public place while intoxicated. It would have permitted law enforcement officers to release the person when the person is no longer intoxicated.

**LD 759 An Act to Amend the Confidentiality of Records for the Department of Transportation**

ONTP

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
SMALL	ONTP	
LARRIVEE		
EMERSON		
THERIAULT		

**SUMMARY**

The bill would have allowed the Department of Transportation to use proprietary information about contractors and consultants for its review but protect this proprietary information from being made available to the public.

**LD 761 An Act to Amend the Laws Concerning Paper Streets**

LV/WD

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
DORE	LV/WD	

**SUMMARY**

The bill deals with unaccepted streets or so-called paper streets. The bill would have amended the law to provide that title to property taken for town ways is not required to be in fee simple absolute if the property includes a paper street and public rights in the property have not been terminated pursuant to the Maine Revised Statutes, Title 23, section 3031, subsection 1, section 3032 or 3033. The bill would have allowed municipalities under certain circumstances to assign rights-of-way to landowners abutting paper streets.

**LD 798 An Act to Amend the Power of Sale Foreclosure Laws**

PUBLIC 134

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
MARSANO	OTP-AM	H-142
HOLLOWAY		
OTT		
HASTINGS		

**SUMMARY**

The bill extends the scope of the power of sale law to encompass all mortgages securing commercial loans, except that the power of sale may not be used to foreclose on the principal dwelling of a mortgagor who is a natural person.