

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

Staff:
Margaret J. Reinsch, Legislative Analyst

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

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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:

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

Committee Amendment "A" (H-564) replaces the bill. It extends the statute of limitations to 12 years after the action accrues (12 years after the minor reaches the age of majority) or 6 years after discovery, whichever is later. It also adds an application section. See also LD 1483.

LD 1087 An Act Concerning Illegally Dumped Solid Waste LV/WD

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
HEPBURN LUDWIG DONNELLY	LV/WD	

SUMMARY

The bill would have established a presumption that the defendant illegally dumped solid waste based on proof that the defendant owned or controlled the solid waste before it was dumped.

LD 1108 Resolve, To Require the Department of Human Services to Inform Certain Persons of their Rights RESOLVE 10

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
MAHANY CONLEY GRAHAM	OTP-AM	H-278

SUMMARY

This resolve requires the Department of Human Services and the Department of the Attorney General to prepare an information sheet for distribution to persons under investigation by the Department of Human Services. The information sheet must inform persons of their rights and the procedures available to the Department of Human Services.

Committee Amendment "A" (H-278) requires the Department of Human Services to prepare an information sheet for distribution to people under child protective services investigation by the Child and Family Services unit of the Department of Human Services. The information sheet must inform people of their rights and the procedures available to the Department of Human Services. The department must expeditiously provide the information sheet to persons under investigation. If providing the information sheet at a particular time would cause a threat of serious harm to the child or another person, however, the department may delay providing the information sheet until a threat of serious harm would not be created.

LD 1128 An Act to Clarify the Laws on Manslaughter in the Workplace ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
GAUVREAU HOLLOWAY CONLEY RICHARDS	ONTP	

SUMMARY

The bill would have exempted employees of quasi-municipal corporations from the workplace manslaughter laws when they are acting in life-threatening situations.