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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Sen. Muriel D. Holloway

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Margaret J. Reinsch, Legislative Analyst

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

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

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 1162 An Act to Keep Portions of Foster Parent Licensing Records Confidential — ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
PENDLETON	ONTP	
GILL		
BUSTIN		
STEVENS P		

SUMMARY

The bill would have provided that the foster home study of an applicant for a license or approval as a family foster home is confidential.

LD 1165 An Act to Amend the Preliminary Protection Order (By Request) — ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
CAHILL M	ONTP	
PEARSON		

SUMMARY

The bill would have provided that when a child is removed from the custody of the child's parents or guardian by a preliminary protection order, the location of the child may not be disclosed to the parents or guardian for 30 days unless the petition includes a sworn statement that release of the location information will not pose a risk of serious harm to any person.

LD 1184 An Act to Amend Certain Provisions of the Maine Bail Code — PUBLIC 393

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
MILLS	OTP-AM	S-237
GWADOSKY		S-287 GAUVREAU
PARADIS P		
MAYO		

SUMMARY

The bill rewrites part of the law on revocation of post-conviction bail to more closely parallel the law on revocation of preconviction bail. The Bail Code is also amended regarding reducing the declaration of forfeiture of bail to a judgment.

Committee Amendment "A" (S-237) revises language to make provisions governing preconviction bail consistent with post-conviction bail. The change addresses the role of the court when a defendant fails to appear as required, violates a condition of bail or is charged with new criminal conduct. The amendment also establishes procedures for the enforcement of forfeiture of bail through execution of the judgment and liens on real property, personal property and motor vehicles. These enforcement provisions apply to all bail obligations in effect on or after October 1, 1991 and all bail liens recorded as of or after October 1, 1991.

Senate Amendment "A" to Committee Amendment "A" (S-287) adds the required fiscal note.