

# 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 1238 An Act to Reestablish Capital Punishment in the State (By Request) ONTP**

SPONSOR(S) COMMITTEE REPORT AMENDMENTS ADOPTED  
BRAWN ONTP

**SUMMARY**

The bill would have reinstated the death penalty if approved by referendum.

**LD 1239 An Act to Remedy Statutory Inconsistencies PUBLIC 66 EMERGENCY**

SPONSOR(S) COMMITTEE REPORT AMENDMENTS ADOPTED  
GAUVREAU OTP-AM S-47  
PARADIS P S-59 BUSTIN  
COTE

**SUMMARY**

The bill resolves conflicts and corrects other errors in Title 38 of the Maine Revised Statutes.

Committee Amendment "A" (S-47) deletes sections in the bill that were already corrected or that were in conflict with active legislation.

Senate Amendment "A" (S-59) corrects a technical error and a cross-reference error.

**LD 1244 An Act to Expand the Criminal Code Protections Against Abuse to Children ONTP**

SPONSOR(S) COMMITTEE REPORT AMENDMENTS ADOPTED  
MORRISON ONTP  
SMALL  
COTE

**SUMMARY**

The bill would have amended the criminal code to afford more protections to children who may be the subject of abuse. The bill would have established presumptions that certain actions against children are unreasonable when used to restrain a child.

**LD 1254 An Act to Remove Certain Exemptions from Jury Service LV/MD**

SPONSOR(S) COMMITTEE REPORT AMENDMENTS ADOPTED  
STROUT LV/WD  
GOULD R A

**SUMMARY**

The bill would have removed the exemption from jury service for physicians and dentists providing active patient care.