

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:

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.

reporting the medical injury. The bill would have repealed a provision that made confidential information under the Maine Health Security Act, Maine Revised Statutes, Title 24, section 2501, unavailable for an action relating to the provision or failure to provide health services.

LD 1477 An Act Concerning the Liability of Sport Shooting Range Operators ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
RUHLIN RICHARDS SUMMERS DUFFY	ONTP	

SUMMARY

The bill would have provided that the operation of a shooting range may not be enjoined on the basis of noise and provides that persons who operate or use shooting ranges are not subject to civil action for nuisance relating to noise if the range is in compliance with all ordinances relating to noise in effect at the time construction or operation of the range was approved.

LD 1483 An Act to Remove the Statute of Limitations for Incest and Gross Sexual Assault PUBLIC 585

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
PARADIS P GAUVREAU DUPLESSIS FARNSWORTH	OTP-AM	H-563

SUMMARY

The bill eliminates the statute of limitations for the criminal prosecution of the crimes of gross sexual assault and incest if the victim of the crime was not at least 16 years of age at the time the crime was committed.

Committee Amendment "A" (H-563) replaces the bill. It makes technical corrections but maintains the purpose and effect of removing the criminal statute of limitations for the crimes of gross sexual assault and incest against persons under the age of 16 years at the time of the crime.

The amendment clarifies that the criminal statute of limitations is removed for the crime of rape, which is included in gross sexual assault. It also clarifies that crimes committed under the gross sexual misconduct statute are included even though the name of that crime was changed to gross sexual assault by the 114th Legislature.

LD 1498 An Act to Promote Gun Safety CARRIED OVER

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
OLIVER		

SUMMARY

The bill would create penalties applicable to persons who recklessly leave firearms accessible to children under the age of 16 years.