

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

STATE OF MAINE  
115TH LEGISLATURE

SECOND REGULAR SESSION

BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
JUDICIARY

MAY 1992

**Staff:**

*Margaret J. Reinsch, Legislative Analyst  
Deborah C. Friedman, Legislative Analyst  
Julie S. Jones, Principal Analyst*

*Office of Policy and Legal Analysis  
Room 101, State House Station 13  
Augusta, ME 04333  
(207)287-1670*

**MEMBERS:**

*\*Sen. N. Paul Gauvreau  
Sen. Georgette B. Berube  
Sen. Muriel D. Holloway*

*\*Rep. Patrick E. Paradis  
Rep. Constance D. Cote  
Rep. Patricia M. Stevens  
Rep. Cushman D. Anthony  
Rep. Susan Farnsworth  
Rep. Mary R. Cathcart  
Rep. Andrew Ketterer  
Rep. Dana C. Hanley  
Rep. John H. Richards  
Rep. David N. Ott*

*\*Denotes Chair*

IARTHA E. FREEMAN, DIRECTOR  
WILLIAM T. GLIDDEN, JR., PRINCIPAL ANALYST  
ULIE S. JONES, PRINCIPAL ANALYST  
DAVID C. ELLIOTT, PRINCIPAL ANALYST  
DON CLARK  
YAN M. DYTTER  
BRO FLATEBO  
EBORAH C. FRIEDMAN  
MICHAEL D. HIGGINS  
KANE ORBETON



KAREN L. HRUBY  
JILL IPPOLITI  
JOHN B. KNOX  
PATRICK NORTON  
MARGARET J. REINSCH  
PAUL J. SAUCIER  
HAVEN WHITESIDE  
MILA M. DWELLEY, RES. ASST.  
ROY W. LENARDSON, RES. ASST.  
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  
SECOND REGULAR SESSION**

**JOINT STANDING COMMITTEE  
BILL SUMMARIES**

**MAY 1992**

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 far 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 Special Session
ONTP	Ought Not to Pass report accepted
LVWD	Leave to Withdraw report accepted
INDEF PP	Bill Indefinitely Postponed
FAILED EMERGENCY ENACTMENT	Emergency bill failed to get 2/3 vote
DIED BETWEEN BODIES	House and Senate disagree; bill died
CONF CMTE UNABLE TO AGREE	Committee of Conference formed but unable to agree
VETO SUSTAINED	Legislature filed to override Governor's Veto
UNSIGNED	Not signed by Governor within 10 days
DIED ON ADJOURNMENT	Action incomplete when session ended; bill died

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, especially Laurette Knox who coordinated preparation of the overall document.

If you have any suggestions or comments on these summaries, please let us know.

amendment, as under current law, distributions not otherwise covered by valid or enforceable wills, trusts, contracts, court-approved settlements or similar instruments must be made to the minor upon the minor reaching majority.

House Amendment "A" to Committee Amendment "A" (H-894): The amendment adds a fiscal note.

**LD 1732      An Act to Require Certain Disclosures in Adoptions and to Provide Additional Protective Services for Children      PUBLIC 630**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
TITCOMB MELENDY LARRIVEE	OTP-AM	S-526

**SUMMARY**

The bill required that medical and genetic information be provided to prospective adoptive parents. Disclosure of previous serious physical, sexual or emotional abuse would also be required. The Department of Human Services would provide funds in certain circumstances to assist parents in placing children in need of services in residential child care facilities without having the department assume legal custody of the children.

Committee Amendment "A" (S-526): The amendment:

1. Deletes the financial assistance section from the bill;
2. Requires that the Department of Human Services or a licensed adoption agency must provide information that is reasonably available in addition to medical and genetic information; and
3. Requires that information regarding sexual, emotional or physical harm to the child in addition to abuse of the child be provided.

**LD 1751      An Act to Require that Restrooms are Accessible to Persons with Disabilities (BY REQUEST)      ONTP**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
MILLS	ONTP	

**SUMMARY**

The bill provided that any building or facility used as a place of public accommodation or employment must have restrooms that are accessible to persons with disabilities.

**LD 1754      An Act to Increase the Penalties for Trafficking in or Furnishing Scheduled Drugs      ONTP**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
LEMKE	ONTP	

**SUMMARY**

The bill provided that a person who unlawfully trafficks in or who unlawfully furnishes scheduled drugs on or within 1,000 feet of public housing is guilty of aggravated trafficking or furnishing scheduled drugs. Aggravated trafficking or furnishing scheduled drugs is a crime one class more serious than trafficking or furnishing would be otherwise.