MAINE STATE LEGISLATURE

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STATE OF MAINE
115TH LEGISLATURE

SECOND REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
JUDICIARY

MAY 1992

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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.

4289GEA

LD 2020 An Act to Amend the Distribution of Money and Property Seized in Drug Busts — ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
MELENDY	ONTP	
SIMONDS		
MITCHELL E		
GRAY		

SUMMARY

The bill clarifies that the court must provide for the transfer of a percentage share of the forfeited property resulting from unlawful drug activity to the municipality where the activity occurred, if the municipality assisted in the investigation or prosecution of the related criminal activity.

LD 2030 An Act to Clarify the Obligations of Emergency Medical Personnel — ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
CARROLL D	ONTP	
PENDEXTER		
PENDLETON		

SUMMARY

The purpose of the bill was to clarify in the existing law regarding the rights of the terminally ill that emergency medical personnel may rely upon the patient's advance directives such as a living will, a durable medical power of attorney or a do not resuscitate order in treating the patient. Currently, emergency medical services personnel may not honor a valid and legally authorized living will or other advance directives. This results in the emergency medical services attendant performing resuscitative efforts when a competent patient has given clear instructions otherwise.

LD 2031 An Act to Ensure the Retention of Utility Easements in Foreclosure Proceedings — PUBLIC 744

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
PARADIS P	OTP-AM	H-1023
		H-1055 PARADIS P

SUMMARY

The bill provides that an easement granted to a public utility for the purpose of providing utility service is preserved by the court decree and the subsequent foreclosure sale of the premises.

Committee Amendment "A" (H-1023): The amendment replaces the bill. It clarifies that all public utility easements are included.

House Amendment "A" to Committee Amendment "A" (H-1055): The amendment clarifies that the provisions apply to utility easements that are recorded subsequent to the mortgage but prior to the commencement of the foreclosure proceedings.