

MAINE STATE LEGISLATURE

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STATE OF MAINE
116TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
JUDICIARY

JULY 1993

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**ONE HUNDRED AND SIXTEENTH LEGISLATURE
FIRST REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES**

JULY 1993

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.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. 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:

| | |
|-----------------------------------|---|
| <i>PUBLIC XXX</i> | <i>Chapter # of enacted Public Law</i> |
| <i>P&S XXX</i> | <i>Chapter # of enacted Private & Special Law</i> |
| <i>RESOLVE XXX</i> | <i>Chapter # of enacted Resolve</i> |
| <i>CON RES XXX</i> | <i>Chapter # of Constitutional Resolution passed by both Houses</i> |
| <i>EMERGENCY</i> | <i>Enacted law takes effect sooner than 90 days</i> |
| <i>CARRIED OVER</i> | <i>Bill carried over to Second Session</i> |
| <i>ONTP</i> | <i>Ought Not to Pass report accepted</i> |
| <i>ENACTMENT FAILED</i> | <i>Bill failed to get majority vote</i> |
| <i>INDEF PP</i> | <i>Bill Indefinitely Postponed</i> |
| <i>FAILED EMERGENCY ENACTMENT</i> | <i>Emergency bill failed to get 2/3 vote</i> |
| <i>FAILED MANDATE ENACTMENT</i> | <i>Bill imposing local mandate failed to get 2/3 vote</i> |
| <i>DIED BETWEEN BODIES</i> | <i>House & Senate disagree; bill died</i> |
| <i>CONF CMTE UNABLE TO AGREE</i> | <i>Committee of Conference formed but unable to agree</i> |
| <i>VETO SUSTAINED</i> | <i>Legislature failed to override Governor's Veto</i> |
| <i>UNSIGNED</i> | <i>Not signed by Governor within 10 days</i> |
| <i>DIED ON ADJOURNMENT</i> | <i>Action incomplete when session ended; bill died</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.

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

4693NRG

LD 854 **An Act to Ensure the Timely Resolution of Complaints under the Maine Human Rights Act** ONTP

| SPONSOR(S) | COMMITTEE REPORT | AMENDMENTS ADOPTED |
|---------------------------------------|-------------------------|---------------------------|
| DUTREMBLE D MCCORMICK PARADIS P | ONTP | |

SUMMARY

The bill would have increased the \$60 annual filing fee for corporations by \$5 to help fund additional personnel to enhance the ability of the Maine Human Rights Commission to resolve discrimination complaints in a more timely fashion and to reduce the backlog of unresolved cases.

LD 855 **An Act Concerning Victims of Stalking** ONTP

| SPONSOR(S) | COMMITTEE REPORT | AMENDMENTS ADOPTED |
|-------------------|-------------------------|---------------------------|
| BALDACCI | ONTP | |

SUMMARY

The bill would have established the crime of stalking.

See LD 1546.

LD 861 **An Act to Amend the Laws Governing the Effect of a Tender in Foreclosure Actions** PUBLIC 321

| SPONSOR(S) | COMMITTEE REPORT | AMENDMENTS ADOPTED |
|-------------------|-------------------------|---------------------------|
| HANLEY | OTP-AM | S-216 |

SUMMARY

The purpose of the bill is to mitigate the negative effect of waiver of foreclosure in circumstances where a mortgagor attempts to make a payment on the debt due to a mortgagee, but less than the full amount due, after the mortgagee has initiated a foreclosure by possession under the Maine Revised Statutes, Title 14, section 6201 or by public notice or service of notice under Title 14, section 6203.

Committee Amendment "A" (H-216) provides that for foreclosures commenced by civil actions the acceptance of payment does not constitute a waiver of the foreclosure process if the mortgagee returns the payment within 10 days of receipt. The amendment also permits the mortgagee and the mortgagor to enter into an agreement that the foreclosure process may be stayed if the mortgagor makes payments to bring the mortgage up to date.