

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 890 An Act to Amend the Law Regarding Insurance Fraud

ONTP

SPONSOR(S)

PARADIS P

COMMITTEE REPORT

ONTP

AMENDMENTS ADOPTED

SUMMARY

The bill would have provided that insurance fraud involving substantial fraudulent claims may be prosecuted as Class B, Class C or Class D crimes, depending on the amount in controversy.

LD 892

An Act to Extend Criminal Sanctions to Certain Child Protective Orders

PUBLIC 443

SPONSOR(S)

GEAN

COMMITTEE REPORT

OTP-AM

AMENDMENTS ADOPTED

H-287

SUMMARY

The purpose of this bill is to make stay-away provisions of a child protection order as criminally enforceable as a protection from abuse order.

Committee Amendment "A" (H-287) requires that orders subject to criminal penalties contain a notice of the potential consequences of violating the order. The amendment also adds a fiscal note.

LD 898 An Act Concerning Juvenile Offenders

PUBLIC 368

SPONSOR(S)

MARTIN J

COMMITTEE REPORT

OTP-AM

AMENDMENTS ADOPTED

H-524

SUMMARY

The bill distinguishes those juveniles that commit crimes with a firearm or other dangerous weapon from juvenile felons whose crimes did not involve a threat with a weapon against another person in the context of owning or possessing a firearm. This bill also changes a question on the concealed firearms permit application form to make it consistent with other questions on the form.

Committee Amendment "A" (H-524) disqualifies from possession of a firearm a person who was adjudicated as having committed a juvenile offense:

1. That was committed with the use of a dangerous weapon or a firearm against a person; or
2. That, if the offense had been committed by an adult, would be a felony and the offense involved the threat of bodily injury or resulted in bodily injury.

This description is intended to disqualify those adjudicated as having committed a felony-like juvenile offense in which violence or the threat of violence was involved. Persons adjudicated as having committed a juvenile offense that would have been a felony and that does not involve violence or the threat of violence are prohibited from possessing a firearm for 3 years or until they turn 18 years of age, whichever period is longer.