

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
100th LEGISLATURE.

SENATE AMENDMENT "A" to S. P. 497, L. D. 1496, Bill, "An Act
Governing Hospitalization of the Mentally Ill."

Amend said Bill, in section 1, by striking out in the 3rd and 4th lines of the last paragraph of that part designated "Sec. 173" the underlined words "judge of any court of record" and inserting in place thereof the underlined words 'municipal court judge'

Further amend said Bill, in section 1, by striking out in the 6th line of the first paragraph of that part designated "Sec. 175" the underlined words "or where he may be found"; and by striking out in the 3rd paragraph the last underlined sentence which reads "Said physician shall be compensated as authorized by the court and paid by the department."; and by inserting after the 2nd underlined sentence of the 6th paragraph, the following underlined sentence: 'The court may order a public hearing upon the request of the patient or any member of his family.'; and by striking out all of the last underlined sentence of the 6th paragraph and inserting in place thereof the following underlined sentence: 'An opportunity to be represented by counsel shall be afforded to every proposed patient, and if neither he nor others provide counsel, the court shall appoint counsel.'; and by striking out all of the last underlined sentence of the 9th paragraph which reads "Said commissioner shall be compensated as authorized by the court and paid by the department."

Further amend said Bill, in section 1, by striking out in the 2nd line of that part designated "Sec. 179" the underlined figure "176" and inserting in place thereof the underlined figure '175'; and by inserting after the underlined word and punctuation "shall," in the 3rd line the underlined words and punctuation 'on request,'

Further amend said Bill, in section 1, by striking out in the 5th line of that part designated "Sec. 182" the underlined words "parents and spouse" and inserting in place thereof the underlined words 'parents or spouse'; and by striking out in the 16th line the underlined words "spouse and parents" and inserting in place thereof the underlined words 'spouse or parents'

Further amend said Bill, in section 1, by striking out in the 3rd and 4th lines of that part designated "Sec. 183" the underlined word "involuntary"; and by striking out in the 4th line the underlined word "immediately"

Further amend said Bill, in section 1, by striking out the underlined word "or" in the headnote of that part designated "Sec. 186" and inserting in place thereof the underlined word 'for'

Further amend said Bill, in section 1, by striking out in the 3rd line of that part designated "Sec. 190" the underlined word "court" and inserting in place thereof the underlined word 'justice'; and by striking out the underlined words "he is detained" in the 4th line and inserting in place thereof the underlined words 'such individual is detained'

(Filing No. S-146)

Further amend said Bill, in section 1, by striking out all of the next to the last paragraph of that part designated "Sec. 191" and inserting in place thereof the following underlined paragraph:

'Nothing in this section shall preclude disclosure, upon proper inquiry, of information as to his current medical condition to any members of the family of a patient or to his relatives or friends, nor the disclosure of any information concerning the patient to other hospitals, accredited social agencies or for purposes of research; nor shall this section affect the public-record status of the court docket, so called.'

Further amend said Bill, in section 1, by striking out in the 4th and 5th lines of that part designated "Sec. 192" the underlined words "Superior Court or a judge thereof" and inserting in place thereof the words 'probate court'; and by inserting after the underlined word "safety" in the 7th line the underlined punctuation and words ', or upon writ of habeas corpus under section 190'

Further amend said Bill by striking out all of section 10 and inserting in place thereof the following:

'Sec. 10. R. S., c. 27, §§131, 132, 133, 134, 139, 140, 141 and 142, repealed. Sections 131, 132, 133, 134, 139, 140, 141 and 142 of chapter 27 of the Revised Statutes are repealed.'

Filed by Senator MARDEN of KENNEBEC.

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