

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
SENATE
106TH LEGISLATURE

COMMITTEE AMENDMENT "A" to S. P. 13, L. D. 76, Bill, "AN ACT
Creating the Uniform Alcoholism and Intoxication Treatment Act."

Amend said Bill in that part designated "§1372." of section 1
by striking out in the 3rd line of subsection 1 the underlined
words "in a public place" (same in L. D.)

Further amend said Bill in that part designated "§1373." of section
1 by striking out all of subsection 4 and inserting in place thereof
the following:

'4. The administrator in charge of an approved public treatment
facility shall refuse an application, if, in the opinion of a physician
or physicians employed by the facility, the application and certificate
fail to sustain the grounds for commitment.'

Further amend said Bill in that part designated "§1376." of
section 1 by adding at the end the following subsection:

'3. Except to the extent the director determines that it is
necessary for the medical welfare of the patient to impose restrictions,
and unless a patient has been restored to legal capacity and except
where specifically restricted by other statute or regulation, but not
solely because of the fact of admission to a mental hospital, to
exercise all civil rights, including, but not limited to, civil
service status, the right to vote, rights relating to the granting,
renewal, forfeiture or denial of a license, permit, privilege or
benefit pursuant to any law, and the right to enter contractual
relationships and to manage his property.'

(Filing No. S-150)

Further amend said Bill by striking out all of sections 4, 5 and 11.

Further amend said Bill by renumbering sections 6 to 11 to be sections 4 to 8.

Further amend said Bill by adding at the end, before the Statement of Fact, the following:

'Sec. 9. Effective date. Section 3 of this Act shall become effective July 1, 1974.'

Statement of Fact

The purposes of this amendment are to provide that a physician make the determination as to whether an application for emergency commitment sustains the grounds for commitment, to provide that patients shall have all civil rights, to delete the appropriation provided, to delete the provisions repealing section 2003 of Title 17 and section 1231 of Title 20 and for clarification.

Reported by the Majority of the Committee on Judiciary.

Reproduced and distributed pursuant to Senate Rule 11A.

May 22, 1973

(Filing No. S-150)