

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
106TH LEGISLATURE

SENATE AMENDMENT "D." to S. P. 678, L. D. 2044, Bill, "AN ACT to Correct Errors and Inconsistencies in the Public Laws."

Amend said Bill by inserting after section 233 the following:

'Sec. 233-A. R. S., T. 34, §136-A, sub-§2, amended. The first paragraph of subsection 2 of section 136-A of Title 34 of the Revised Statutes, as enacted by section 3 of chapter 30 of the public laws of 1971 and as repealed and replaced by section 10 of chapter 547 of the public laws of 1973, is repealed.

Sec. 233-B. Effective date. Section 233-A of this Act shall become effective 91 days after adjournment of the Legislature.'

Further amend said Bill by inserting after section 239 the following:

'Sec. 239-A. R. S., T. 34, §2291, repealed. Section 2291 of Title 34 of the Revised Statutes, as amended by section 2 of chapter 492 and as repealed by section 14 of chapter 547, both of the public laws of 1973, is repealed.

Sec. 239-B. R. S., T. 34, §2376, repealed. Section 2376 of Title 34 of the Revised Statutes, as amended by section 4 of chapter 349 and as repealed by section 28 of chapter 547, both of the public laws of 1973, is repealed.

Sec. 239-C. Effective date. Sections 239-A and 239-B of this Act shall become effective 91 days after adjournment of the Legislature.'

Further amend said Bill by inserting after section 287 the following:

(Filing no. §. 262)

'Sec. 287-A. P. L., 1973, c. 547, §30, amended. The last sentence of the first paragraph of section 30 of chapter 547 of the public laws of 1973 is amended to read as follows:

Said sum shall constitute a fund for the use of said department to assist the Maine District Court, upon request therefrom, in defraying the expenses^{incurred} in connection with hearings conducted under section 30 29 of this Act.

Sec. 287-B. Effective date. Section 287-A of this Act shall become effective 91 days after adjournment of the Legislature.'

Statement of Fact

Section 239-B which repeals section 2376 of Title 34 of the Revised Statutes is necessitated by the enactment of Chapter 547, section 28 of the Public Laws of 1973, which repealed and that section and the conflicting enactment of Chapter 349, section 4, which amended it. Since the repeal was part of a comprehensive revision of the mental health admission laws and an amendment of that section would not be consistent with that revision, this repeal, effective 91 days after adjournment, is considered essential.

Section 239-A which repeals sections 2291 of Title 34 of the Revised Statutes is necessitated by the enactment of Chapter 547 of the Public Laws of 1973 which repealed §2291 and the conflicting enactment of Chapter 492, section 2, which amended §2291. Since the repeal was part of a comprehensive revision of the mental health admission laws and an amendment of that section would not be consistent with that revision, this repeal, effective 91 days after adjournment is considered essential.

(Filing No. S-262)

Section 233-A which amends section 136-A, subsection 2 of Title 34 of the Revised Statutes by repealing the first paragraph of subsection 2 is necessitated in order to avoid the redundancy created by clerical error in the drafting of L. D. 2034 which was enacted by chapter 547 of the public laws of 1973. Sections 7 and 10 of that chapter make the same paragraph appear in subsection 1 and 2 respectively of section 136-A of Title 34.

Section 287-A which amends chapter 547 of the public laws of 1973 by changing the reference in the last sentence of the first paragraph of section 30 of that chapter from section 30 to section 29 of that chapter is necessitated by clerical error. The sentence to be amended refers to hearings which are provided for in any part of section 30.

(Tanous)

NAME:

COUNTY: Penobscot