

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

No. 1373

H.P. 1021

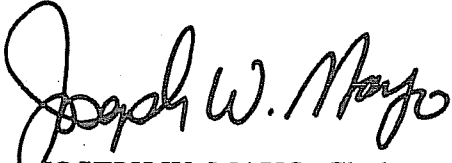
House of Representatives, April 30, 1993

Resolve, Creating the Court Futures Implementation Commission.

(EMERGENCY)

Reported by Representative PARADIS for the Commission to Study the Future of Maine's Courts pursuant to Public Law 1989, chapter 891, Part B.

Reference to the Joint Standing Committee on Judiciary suggested and printing ordered under Joint Rule 20.


JOSEPH W. MAYO, Clerk

2 **Emergency preamble.** Whereas, Acts and resolves of the
Legislature do not become effective until 90 days after
adjournment unless enacted as emergencies; and

4
6 **Whereas,** the recommendations of the Commission to Study the
Future of Maine's Courts are comprehensive and include
incremental changes over a long period of time, necessitating a
8 group interested in putting into place the recommendations to
ensure that the changes are implemented; and

10
12 **Whereas,** in the judgment of the Legislature, these facts
create an emergency within the meaning of the Constitution of
Maine and require the following legislation as immediately
14 necessary for the preservation of the public peace, health and
safety; now, therefore, be it

16
18 **Sec. 1. Court Futures Implementation Commission created and**
charged. Resolved: That the Court Futures Implementation
Commission, referred to in this resolve as the "commission," is
20 established to monitor, adapt as necessary and work to implement
the recommendations of the Commission to Study the Future of
22 Maine's Courts, established by Public Law 1989, chapter 891, Part
B.

24
26 **1. Membership.** The commission consists of 11 members
appointed as follows.

28 A. The Chief Justice of the Supreme Judicial Court shall
appoint one member to represent the Judicial Department.

30
32 B. The President of the Senate and the Speaker of the House
of Representatives shall each appoint one member from the
joint standing committee of the Legislature having
34 jurisdiction over judiciary matters.

36 C. The Governor shall appoint 2 members who are not lawyers
to represent the public.

38
40 D. The Chair of the Commission to Study the Future of
Maine's Courts shall appoint 6 members from the persons who
served on or participated in the activities of the
42 Commission to Study the Future of Maine's Courts. The Chair
of the Commission to Study the Future of Maine's Courts
44 shall appoint one of the members to serve as the Chair of
the Court Futures Implementation Commission.

46
48 Appointments must be made within 30 days of the effective date of
this resolve.

2 **2. Convening of commission.** The chair of the commission
shall convene the first meeting of the commission no later than
45 days after the effective date of this resolve.

4 **3. Reports.** The commission shall present its
6 recommendations, including any recommended legislation, to the
Second Regular Session of the 116th Legislature by January 31,
8 1994, and annually thereafter. The commission's final report is
due January 31, 1997.

10 **4. Assistance.** The commission may request assistance in
12 drafting legislation from the Legislative Council.

14 **5. Compensation.** The members of the commission who are
Legislators are entitled to legislative per diem, as defined in
16 the Maine Revised Statutes, Title 3, section 2, for each day's
attendance at commission meetings. All members of the commission
18 are entitled to reimbursement for expenses upon application to
the Executive Director of the Legislative Council.

20 **6. Funding.** The commission is authorized to seek funding
22 from sources other than the General Fund; and be it further

24 **Sec. 2. Appropriation. Resolved:** That the following funds are
appropriated from the General Fund to carry out the purposes of
26 this resolve.

1993-94

28 **JUDICIAL DEPARTMENT**

30 **Court Futures Implementation**
32 **Commission**

34 Personal Services	\$660
All Other	4,340

36 Provides for per diem for legislative
38 members and seed money for grants and helps
to provide for consultant services, printing
40 costs, mailing costs and other miscellaneous
operating costs.

42 **JUDICIAL DEPARTMENT**

44 **TOTAL** \$5,000

46 **Emergency clause.** In view of the emergency cited in the
preamble, this resolve takes effect when approved.

STATEMENT OF FACT

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This resolve is a recommendation of the Commission to Study the Future of Maine's Courts. The resolve creates the Court Futures Implementation Commission to implement the recommendations made pursuant to Public Law 1989, chapter 891, Part B.