

# 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  
ONE HUNDRED AND ELEVENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON  
**Judiciary**

BILL SUMMARY



JULY, 1983

Prepared by:

John R. Selser, Legislative Counsel  
and  
Martha E. Freeman, Legislative Counsel  
Judiciary Committee

Office of Legislative Assistants  
State House, Station 13      Augusta, Maine 04333  
(207) 289-2486

1438

AN ACT TO AMEND THE OBSCENITY LAWS Hichens

PL 1983, c. 300  
(new draft LD  
264)

SUMMARY: Amends the current law prohibiting the dissemination of obscene matter to minors by raising the penalty from a Class D crime to a Class C crime. Standardizes the definition of minor for the obscenity laws to anyone under 18 years of age and standardizes the definition of obscene matter. Repeals the separate provisions dealing with exhibiting obscene motion pictures to minors and includes motion pictures in the general law concerning dissemination of obscene matter to minors. The repealed provision concerning drive-in movies has been reenacted as a separate section in the obscenity laws.

1466 AN ACT TO AMEND THE STATUTE OF Hobbins PL 1983, c. 256  
LIMITATIONS FOR THE PROBATE OF ES- (new draft LD  
TATES UNDER THE MAINE PROBATE CODE 533)

SUMMARY: The new Maine Probate Code established a limitation period of three years from the decedent's death within which it may be determined whether a decedent left a will. Prior to the effective date of the new Probate Code, January 1, 1981, the law allowed a 20 year period. This Act allows a 20 year period for decedents dying before January 1, 1981 and retains the 3 year period for decedents dying on or after January 1, 1981.

1473 AN ACT REPEALING THE LAW ON THE EF- Connolly PL 1983, c. 333  
FECT OF BAIL FOLLOWING CONVICTION  
AND COMMITMENT

SUMMARY: Repeals statute which prevented initial time served on a prison sentence from being credited to the sentence if, after the convicted person begins serving the sentence, he then is released on bail pending appeal. Now, if the conviction stands after appeal, the initial time served before bail will be credited to the sentence which the convicted person must complete.

1491 AN ACT RELATING TO FORGED OR ILLE- Perkins, T. PL 1983, c. 350  
GAL PRESCRIPTIONS

SUMMARY: Raises the penalty for acquiring schedule X or schedule Y drugs by deception from a Class D crime to a Class C crime.