

MAINE STATE LEGISLATURE

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STATE OF MAINE
ONE HUNDRED AND THIRTEENTH LEGISLATURE
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON
JUDICIARY
BILL SUMMARY



JUNE 1987

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ONE HUNDRED AND THIRTEENTH LEGISLATURE
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JOINT STANDING COMMITTEE
BILL SUMMARIES
JUNE 1987

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The summaries are arranged by LD number under each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor if it is a floor amendment or the designation "COMMITTEE" if it is a committee amendment.

Final action for each bill is listed to the right of the title. If final House action and Senate action differ, both are listed.

Please let us know if you would prefer a different format or additional information and if the summaries are helpful.

Key to Committee Reports and Floor Action:

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-A	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

LD AN ACT CONCERNING MEMBERSHIP ON THE COMMISSION
238 ON UNIFORM STATE LAWS

PL 1987
c. 501

Sponsor: PARADIS, P., Priest, Marsano, Brannigan
Committee Report: OTP-A
Amendments Adopted:
H-13 COMMITTEE

SUMMARY: LD 238 proposed to increase the membership of the Commission on Uniform State Laws by granting membership, in addition to the 3 members appointed by the Governor, to any resident who has been elected to life membership in the National Conference of Commissioners on Uniform State Laws.

The Committee Amendment (H-13) inserted language inadvertently deleted in the bill and added an appropriation section.

LD AN ACT AFFECTING JOINT AND SEVERAL LIABILITY
250

CARRY-OVER

Sponsor: HILLOCK, Armstrong
Committee Report: Carry-Over

SUMMARY: Primarily seeks to abolish joint and several liability for defendants in tort actions. Under the bill, each defendant is to be responsible for only the portion of damages attributed to his portion of the fault.

LD AN ACT TO AMEND THE MAINE TORT CLAIMS ACT
256 REGARDING PUNITIVE DAMAGES

CARRY-OVER

Sponsor: HILLOCK, Armstrong
Committee Report: Carry-Over

SUMMARY: The bill primarily seeks to limit awards of punitive damages in court actions based on tortious conduct to no more than twice the amount of any economic damages awarded in such an action. Punitive damages may be awarded under the bill only upon a finding of malice or actual fraud by clear and convincing evidence. Any punitive damages awarded are to be transferred to the General Fund.

LD AN ACT TO AMEND THE MAINE TORT CLAIMS ACT RELATING ND LD 1346
261 TO PERSONAL LIABILITY OF EMPLOYEES OF A
GOVERNMENTAL ENTITY

Sponsor: HOGLUND, Brannigan, Allen, Rand
Committee Report: OTP-ND-NT LD 1346

SUMMARY: See New Draft, LD 1346.