

MAINE STATE LEGISLATURE

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STATE OF MAINE
113TH LEGISLATURE
SECOND REGULAR SESSION



BILL SUMMARY
JOINT STANDING COMMITTEE
ON
JUDICIARY

MAY 1988

MEMBERS

Sen. Joseph C. Brannigan *
Sen. N. Paul Gauvreau
Sen. Henry W. Black

Rep. Patrick E. Paradis *
Rep. Daniel E. Warren
Rep. Harry L. Vose
Rep. Constance D. Cote
Rep. Gerard P. Conley, Jr.
Rep. Dale F. Thistle
Rep. Mary H. MacBride
Rep. Jeanne F. Begley
Rep. Dana C. Hanley
Rep. Francis C. Marsano

* Denotes Chair

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HARTLEY PALLESCHI, JR. RES. ASST.

**ONE HUNDRED AND THIRTEENTH LEGISLATURE
FIRST & SECOND SPECIAL SESSIONS
SECOND REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES
MAY 1988**

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 for floor amendments. Final action is listed to the right of the title. If final House and Senate action differ, both are listed. Committee Reports and Floor Action are indicated as follows::

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

Each individual summary was prepared by the analyst assigned, as noted for each committee. But, this document was produced by the efforts of all the office staff, including Secretaries: Charlene Brann, Janet Jean, Earl Knox, Valarie Parlin; Research Assistant Hartley Palleschi. Finally, Secretary Lorette Knox, Legal Assistant Carolyn Chick, and Research Assistant Robert Dunn had special responsibilities in the preparation of the overall document.

Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.

LD An Act to Create the Litigation Accountability Act
268

LV/WD

<u>SPONSOR(S)</u>	<u>COMMITTEE</u>	<u>REPORT</u>	<u>AMENDMENTS ADOPTED</u>
HILLOCK COLLINS		LV/WD	

SUMMARY

The bill sought to require the court in any civil action to award reasonable attorneys fees and costs against any attorney or party who brings or defends a civil action that the court determines lacks substantial justification.

LD An Act to Create a Noneconomic Damages Award Act
269

ND 2523

<u>SPONSOR(S)</u>	<u>COMMITTEE</u>	<u>REPORT</u>	<u>AMENDMENTS ADOPTED</u>
HILLOCK COLLINS	ONTP OTP-ND-NT	MAJ MIN	

SUMMARY

Replaced By LD 2523

LD An Act to Broaden Peer Review Immunity
294

LV/WD

<u>SPONSOR(S)</u>	<u>COMMITTEE</u>	<u>REPORT</u>	<u>AMENDMENTS ADOPTED</u>
KIMBALL HANLEY THISTLE CLARK M		LV/WD	

SUMMARY

The bill sought to broaden the confidentiality given by statute for proceedings and records of proceedings concerning reviews of hospitals and medical staffs conducted by committees of health care personnel on behalf of hospitals. The bill added reviews of medical care and reviews on behalf of individual physicians to the statute. It also removed the ability to discover these these and content of proceedings upon a showing of good cause. These provisions are included in LD 2520.

LD An Act to Exempt Directors of Credit Unions from Liability
338 on Certain Matters

LV/WD

<u>SPONSOR(S)</u>	<u>COMMITTEE</u>	<u>REPORT</u>	<u>AMENDMENTS ADOPTED</u>
WARREN		LV/WD	

SUMMARY

The bill sought to provide immunity from liability to directors of a nonprofit credit union for negligence of an employee of the credit union or for the negligence of another director of the credit union. A director of a nonprofit