

MAINE STATE LEGISLATURE

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STATE OF MAINE
113TH LEGISLATURE
SECOND REGULAR SESSION



BILL SUMMARY
JOINT STANDING COMMITTEE
ON
JUDICIARY

MAY 1988

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Sen. Henry W. Black

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**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 Laurette 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.

SPONSOR(S)
SMITH
SOUCY
MICHAUD
STROUT D

COMMITTEE REPORT
LV/WD

AMENDMENTS ADOPTED

SUMMARY

The bill sought to provide immunity from civil liability to employees and volunteers of charitable or nonprofit organizations. The immunity would have applied when the volunteer or employee provided services in good faith and without charge, and injury or death arose from the activities of the organization. The immunity would not have applied if the death or injury resulted from gross negligence, recklessness, or intentional misconduct of the organization. This issue is addressed in LD 2520.

SPONSOR(S)
MARSANO
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BLACK

COMMITTEE REPORT
OTP-AM

AMENDMENTS ADOPTED
H-602
H-615 BROWN

SUMMARY

LD 865 repealed the previous Maine Uniform Gifts to Minors Act and replaced it with the newer Uniform Transfers to Minors Act.

Committee Amendment "A" (H-602) deleted the proposal to change the age of majority for purposes of the Uniform Act from 18 to 21 years of age. As amended, the custodianship of a gift to a minor under the Uniform Act will terminate when the minor reaches 18, unless the transferor indicates that the custodianship should continue until a later age, up to 21 years of age.

House Amendment "A" (H-615) made a technical change in the statutory chapter number of the new law.