

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
ONE HUNDRED AND THIRTEENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON  
LEGAL AFFAIRS  
BILL SUMMARY



JUNE 1987

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ONE HUNDRED AND THIRTEENTH LEGISLATURE  
FIRST REGULAR SESSION

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  
1570

RESOLVE, TO PERMIT REGINALD AND ALICE HUARD TO  
SUE THE STATE FOR COMPENSATION FOR LOSSES  
CLAIMED TO HAVE BEEN SUFFERED AS A RESULT OF  
CLAIMS OF CHILD ABUSE INSTITUTED BY THE STATE

RESOLVE 1987  
c. 70

Sponsor: CARTER, Kany, Brannigan, Priest  
Committee Report: New Draft of LD 519

SUMMARY: Reginald and Alice Huard operated a nursery school for several years when Reginald Huard was indicted, then acquitted, of child abuse. The Huard's had to close their school and lost their livelihood. The original resolve would authorize the Huards to sue the State for damages they claimed to have suffered based on the alleged false claims of child abuse, for up to \$150,000.

The New Draft authorizes the Huards to sue the State for up to \$75,000. The New Draft clarifies that the resolve does not waive the State's sovereign immunity for the purposes of the U. S. Civil Rights Act.

LD  
1571

AN ACT RELATING TO THE PURCHASE OF ALCOHOLIC  
BEVERAGES BY MINORS

PL 1987  
c. 426

Sponsor: McSWEENEY, Conley  
Committee Report: New Draft of LD 685

SUMMARY: The original bill attempted to give a judge the option of sentencing a minor to community service, rather than a civil forfeiture, for buying or possessing liquor. However, as drafted, it was unclear whether the community service was an alternative to or in addition to the civil forfeiture which the statute prohibited the judge from suspending.

The New Draft specifically exempts from the mandated imposition of the civil forfeiture in cases in which the judge chooses to impose community service as a penalty.

LD  
1577

AN ACT TO ENSURE THAT THE GENERAL PUBLIC DOES  
NOT HAVE ACCESS TO LICENSED GAMES OF CHANCE

PL 1987  
c. 314

Sponsor: DILLENBACK, Tupper, Paul, Usher  
Committee Report: OTP-A  
Amendments Adopted:  
S-113 COMMITTEE

SUMMARY: This bill provides a definition of "member" for the purposes of the games of chance laws. It also ensures that bona fide nonprofit organizations cannot circumvent the law prohibiting the participation by nonmembers as a regular occurrence.