

# 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  
1738

AN ACT TO MODIFY CERTAIN SECTIONS OF THE MAINE  
CRIMINAL CODE

PL 1987  
c. 361

Sponsor: BRANNIGAN, Paradis, P., Black  
Committee Report: New Draft of LD 1318

SUMMARY: The original bill, LD 1318, proposed to make several changes, both technical and substantive, to the criminal laws. The following are the major substantive changes proposed by the bill:

1. Defining "serious bodily injury" to include any fracture of a bone or the nose;
2. Making it a crime for a psychiatrist or psychologist to engage in sexual activity with a current patient;
3. Increasing the severity of the crime of possession of cocaine from Class D to a Class C offense; and
4. Clarifying the method of calculating good time.

The New Draft, LD 1738, deleted all of the described substantive changes and retained only the technical corrections and clarifications made in the bill.

LD  
1739

AN ACT CONCERNING THE TAKING OF FINGERPRINTS  
AND SUBMISSION TO THE STATE BUREAU OF  
IDENTIFICATION

PL 1987  
c. 512

Sponsor: BRANNIGAN, Sewall, Paradis, P., Lacroix  
Committee Report: New Draft of LD 816  
Amendments Adopted:  
S-231 BRANNIGAN

SUMMARY: The new draft makes it clear that the State Bureau of Identification has the primary responsibility to collect and maintain consolidated identification and criminal record information and such information for those arrested as fugitives from justice. However, responsibility for records of motor vehicle violations rests with the Secretary of State and for records of violations of Title 12 rests with the Commissioner of Marine Resources and the Commissioner of Inland Fisheries and Wildlife.

The new draft also clarifies law enforcement agency fingerprinting duties, including:

the requirement that a law enforcement agency take the fingerprints of persons charged with any criminal offense, other than a crime under Title 12 or 29