

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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* Denotes Chair

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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 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.

House Amendment "A" (H-543) requires a judicial finding of probable cause before a wiretap may be used and explicitly prohibits any violation of an attorney-client privilege.

LD 2529 An Act Relating to the Time Limit for Delivering the Warrant or Process by Which a Prisoner is Detained **PUBLIC 639**

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
TAYLOR STROUT B MANNING GOULD R R		

SUMMARY
New Draft Of LD 2042

The original bill, LD 2042, proposed to extend the time limit within which an officer must deliver a copy of the legal authority under which he is holding a prisoner from 4 to 24 hours after a request is made for that copy.

The New Draft, LD 2529, retains the present 4-hour requirement for prisoners held before trial, but extends the requirement to 3 business days for prisoners held after conviction.

LD 2552 An Act Concerning High Speed Chases **PUBLIC 678**

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
MCGOWAN MARTIN J CHONKO DEXTER		H-542 MARSANO

SUMMARY
New Draft Of LD 1961

The original bill, LD 1961, proposed to increase the penalties for the crime of eluding an officer, authorized the forfeiture of violators' vehicles and required the Department of Public Safety to study new high-speed chase techniques.

The New Draft, LD 2552, deleted the forfeiture and study provisions and also increased the penalty for vehicular manslaughter from Class B to Class A if it occurs during a high-speed chase.

House Amendment "A" (H-542) simply redrafted the language of the vehicular manslaughter section of the LD.