

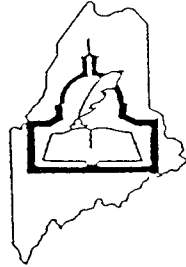
MAINE STATE LEGISLATURE

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STATE OF MAINE
114TH LEGISLATURE
SECOND REGULAR SESSION



BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
JUDICIARY

JUNE 1990

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**One Hundred and Fourteenth Legislature
Second Regular Session**

**Joint Standing Committee
Bill Summaries**

June 1990

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 for 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. Committee Reports and Floor Action are abbreviated 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 or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond, and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

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

LD 727

An Act to Improve the Availability of Emergency Obstetrical Services

LV/WD

SPONSOR(S)
TWITCHELL
MACBRIDE

COMMITTEE REPORT
LV/WD

AMENDMENTS ADOPTED

SUMMARY

The bill provided limited immunity to physicians providing emergency obstetrical services. (Carried over from the First Regular Session with the other medical malpractice bills.)

LD 762

An Act to Establish the Maine Medical Malpractice Act

DIED BETWEEN BODIES

SPONSOR(S)
GAUVREAU
MANNING
BURKE
MACBRIDE

COMMITTEE REPORT
JT RULE 13

AMENDMENTS ADOPTED

SUMMARY

The bill created a Patient's Compensation Fund which would in effect insure health care providers meeting the criteria for participation in the Fund. (Carried over from the First Regular Session with the other medical malpractice bills.) Pursuant to Joint Rule 13, the President of the Senate and the Speaker of the House of Representatives required the bill to be reported out of Committee without a Committee Report.

House Amendment "A" (H-1105) revised discovery procedures in medical malpractice cases, modified the collateral source rule to allow the court to reduce a medical malpractice award by collateral source payments, set a \$250,000 cap with a Consumer Price Index escalator on noneconomic damages in medical malpractice cases, and established the Medical Liability Demonstration Project and the Rural Medical Access Program. (Not adopted)

See LD 2513

LD 881

An Act Regarding the Disposal of Fetal Remains

LV/WD

SPONSOR(S)
PARADIS P
TAMMARO
WEYMOUTH
RANDALL

COMMITTEE REPORT
LV/WD

AMENDMENTS ADOPTED

SUMMARY

The bill required the disposal of fetal remains to be by burial or cremation. (Carried over from the First Regular Session.) The committee determined that rules on the disposal of biomedical waste adopted by the BEP adequately cover the issue.