

MAINE STATE LEGISLATURE

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**STATE OF MAINE
114TH LEGISLATURE
FIRST REGULAR SESSION**



**BILL SUMMARY
JOINT STANDING COMMITTEE
ON
JUDICIARY
JULY 1989**

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Sen. N. Paul Gauvreau
Sen. Muriel D. Holloway

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Rep. Constance D. Cote
Rep. Gerard P. Conley, Jr.
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Rep. Cushman D. Anthony
Rep. Susan Farnsworth
Rep. Mary H. MacBride
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Rep. Peter G. Hastings
Rep. John H. Richards

*** Denotes Chair**

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HARTLEY PALLESCHI, JR., RES. ASST

ONE HUNDRED AND FOURTEENTH LEGISLATURE
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE
BILL SUMMARIES
AUGUST 1989

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. If final House and Senate action differ, both are listed. 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 assigned, as noted for each committee. But, this document was produced by the efforts of all the office staff, including Research Assistant Barbara McGinn, and secretaries: Charlene Brann, 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.

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
GAUVREAU MANNING BURKE MACBRIDE		

SUMMARY

The bill would create a Patient's Compensation Fund which would in effect insure health care providers who meet the criteria for participation in the fund.

Carried over with the other medical malpractice bills.

LD 775 An Act to Clarify the Right of Appeal to Superior Court in Matters Involving Permits for Buildings LV/WD

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
ANTHONY HASTINGS	LV/WD	

SUMMARY

The bill would have eliminated the requirement that an appeal from a decision on a building permit must be held as a trial de novo before the Superior Court.

LD 783 An Act to Increase Fees for Bail Commissioners PUBLIC 185

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
CONLEY HOBBINS PARADIS P MCSWEENEY	OTP	

SUMMARY

The bill raises the fee for bail commissioners from \$17 to \$25.

LD 795 An Act to Amend the Wrongful Death Laws to Encompass Associated Claims PUBLIC 340

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
TWITCHELL WALKER	OTP-AM	S-176

SUMMARY

The bill includes under the Wrongful Death Act all damages for emotional distress in response to the Law Court's decision in Purty v. Kennebec Valley Medical Center, et al.

Committee Amendment "A" (S-179) raises the limit on all wrongful death awards from \$50,000 to \$75,000.