

# MAINE STATE LEGISLATURE

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



**BILL SUMMARY  
JOINT STANDING COMMITTEE  
ON  
LEGAL AFFAIRS**

**JULY 1989**

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**Sen. John E. Baldacci**  
**Sen. Robert G. Dillenback**

**Rep. Charles R. Priest \***  
**Rep. Norman R. Paul**  
**Rep. John Jalbert**  
**Rep. Jo Anne D. Lapointe**  
**Rep. Mark W. Lawrence**  
**Rep. Charles C. Plourde**  
**Rep. Eleanor M. Murphy**  
**Rep. Jeanne F. Begley**  
**Rep. Albert G. Stevens**  
**Rep. Helen M. Tupper**

**\* Denotes Chair**

**Staff: Todd R. Burrowes, Legislative Analyst**

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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.

LD 882

Resolve, Authorizing Christine R. Tufts, formerly Christine Willey, to Maintain an Action Against the State, York County and Town of Kennebunk

LV/WD

SPONSOR(S)  
CONLEY  
BRANNIGAN

COMMITTEE REPORT  
LV/WD

AMENDMENTS ADOPTED

SUMMARY

This resolve authorizes Christine R. Tufts to bring a damages action against the State and its political subdivisions York County and the Town of Kennebunk for allegedly failing to protect, prevent and notify appropriate persons regarding the criminal history of Glen Willey. Mr. Willey's criminal history included episodes of domestic violence against Ms. Tufts. This resolve concerns an incident when, after being arrested, bailed and released from York County Jail, Mr. Tufts was returned to his home where it was claimed that he assaulted Christine R. Tufts for the 2nd time in 4 hours. Ms. Tufts suffered permanent brain damage to sensory and motor functions and is now considered unemployable.

LD 887      Resolve, to Create the Commission to Study Public Financing of State Elections

RESOLVE 59  
EMERGENCY

SPONSOR(S)  
PRIEST  
CONLEY  
MAYO  
MATTHEWS

COMMITTEE REPORT  
OTP

AMENDMENTS ADOPTED  
S-437    PEARSON

SUMMARY

This resolve establishes the Commission to Study Public Financing of State Elections which shall examine methods of financing state elections with public funds and legal and policy issues those methods raise.

LD 893      An Act to Improve the Definition of Legal Residence for Elected Officials

ONTP

SPONSOR(S)  
DUTREMBLE D  
WHITMORE  
JACQUES  
PARADIS E

COMMITTEE REPORT  
ONTP

AMENDMENTS ADOPTED

SUMMARY

This bill is intended to clarify the residency requirement applicable to elected members of the Maine Legislature. The Constitution of Maine, Article IV, Part 1, Section 4, requires that a State Representative "shall continue to be a resident in the district [that legislator] represents". Article IV, Part 2, Section 6, imposes this same requirement on State Senators. This bill requires that a legislator's residence be that place where the legislator principally resides when the legislature is out of session during the legislative term and when the Legislature has adjourned sine die at the close of the session.