

MAINE STATE LEGISLATURE

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STATE OF MAINE
114TH LEGISLATURE
FIRST REGULAR SESSION



BILL SUMMARY
JOINT STANDING COMMITTEE
ON
JUDICIARY
JULY 1989

MEMBERS

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

Rep. Patrick E. Paradis *
Rep. Constance D. Cote
Rep. Gerard P. Conley, Jr.
Rep. Patricia M. Stevens
Rep. Cushman D. Anthony
Rep. Susan Farnsworth
Rep. Mary H. MacBride
Rep. Dana C. Hanley
Rep. Peter G. Hastings
Rep. John H. Richards

* Denotes Chair

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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 1026

An Act to Modify Joint and Several Liability in Medical Malpractice Actions

CARRY OVER

SPONSOR(S)
HANLEY
HOLLOWAY
DEGLEY

COMMITTEE REPORT

AMENDMENTS ADOPTED

SUMMARY

The bill revises joint and several liability in medical malpractice cases to provide that liability is several and not joint only with regard to noneconomic damages.

Carried over with the other medical malpractice bills.

LD 1028 An Act to Facilitate Treatment of Abused and Neglected Children

PUBLIC 226

SPONSOR(S)
FARNSWORTH
CONLEY
BRANNIGAN
ANTHONY

COMMITTEE REPORT
OTP-AM

AMENDMENTS ADOPTED
H-138
H-216 PARADIS P

SUMMARY

The bill allowed the admission of reports of mental health professionals without their attendance at the court proceeding.

Committee Amendment "A" (H-138) deleted the requirement that the notice requesting the mental health professional to testify include specific subject matter.

House Amendment "A" to Committee (H-216) replaced the text of the bill to more accurately carry out the intent.

LD 1038 An Act to Establish a Limit on Noneconomic Damages in Medical Liability Actions

CARRY OVER

SPONSOR(S)
TWITCHELL
MACBRIDE
ROLDE
HOLLOWAY

COMMITTEE REPORT

AMENDMENTS ADOPTED

SUMMARY

The bill would limit noneconomic damages in medical malpractice cases to \$250,000.

Carried over with the other medical malpractice bills.